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Chazette.

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HONOLULU, H. T., FRIDAY, JULY 17. 1903-SEMI-WEEKLY.

WHOLE No. 2504.

THE MERCHANTS TALK ON TAXES AND TOURISTS

Tests Will Be Made In the Courts of Pratt's Inventory Value Assessment.

Tourist Committee To Be Increased and Work Started In Earnest---Merchants Asked To Aid Flood Sufferers.

topics for discussion at the meeting of charge of ten cents per copy should be the Merchants' Association held yesterday afternoon. The tourist committee is to be increased if the Chamber of allowed to increase its membership as Commerce approves and the work of with the broadening of the plans there attracting tourists to the islands will was more work and the present comgo on without delay.

The discussion of taxation methods ended in a resolution providing for test cases on behalf of the Association for ascertaining the Supreme Court's views on the cash or inventory value of merce, stocks of merchandise. Catton, Nelll & Co., and Wilder's Steamship Co., will make the appeals, the Merchants' Asso--ciation to bear the expense.

THE TOURIST PLANS.

committee on the interview had with Secretary Carter and Treasurer Kepoi- Attorney Lewis to the effect that no given that the appropriation of \$15,000 ciation, but it must be by an individual was available. The committee had not or a corporation, spending of money, but had agreed that the government fund. The fund to be is taken as the cash value, while in used for this purpose is to be derived San Francisco it is sixty per cent. from the merchant's tax. Mr. Hall stated that the committee intended to stated that the committee intended to advertise by means of posters and oth-allowed as a basis for the cash value, er books which are to be scattered all this being taken as what a stock of United States through the steamship and railroad companies.

REIMBURSEMENT OF MER-

In response to a question from the chairman, G. W. Smith, the vice-president, F. W. Macfarlane stated that the appropriation for reimbursement of the more perhaps, because of a desire to association for expenses of Pratt to avoid the expense of appeal. It was

The cablegrams sent by the Association upon the opening of the Manila than less upon an excessive valuation. line were read, as well as as the an- The whole system was wrong, it was

KANSAS WANTS HELP.

Secretary Helm read a letter from the Merchants' and Mutual Association of Kansas City asking for aid on behalf of the merchar s of Armourdale who had been wiped out by the flood. A contribution of one dollar by each member was requested. Upon motion of Mr. Macfarlane the secretary was instructed to write to the San Francisco Association with a request for information as to the genuineness of the appeal and the need for aid.

MORE ABOUT ADVERTISING.

A letter was next read from C. R. Frazier of the Pioneer Advertising Co., offering to the association 1,000 copies present, taking the view that no stock of his look on Hawali at fifteen cents of goods would bring its inventory per copy, on condition that they were value if sold for cash, or at a forced distributed free of charge. For over 1,000 copies the price is to be twelve cents provided that the order goes in 50,000 copies for the Territory. This letter was referred to the Tourist Committee.

J. A. Gilman for the Tourist Committion then such a book as Frazier's ton

mittee was too small. Finally upon motion of C. S. Wight a resolution was passed authorizing an increase of the joint committee when the emergency requires, the resolution first to have

THE MATTER OF TAXES.

Mr. F. W. Macfarlane reported The directors contended that the in-W. W. Hall reported for the tourist ventory value was not the cash value, while Pratt claimed that it was. Mr. Macfarlane also quoted an opinion by

> There was a lengthy discussion on the assessment was not proper at the

former governments a deduction of

system was also suggested. One member stated that he had heard it said that the government was taking advantage of taxpayers to make the assessment as high as possible, and cutting it as little as possible when complaint is made, the merchants paying a little been knocked out near the end of the when the Merchants' Association should do something, it being pointed out that it was better to pay upon a high rate of tax at a fair valuation, said. The assessor was not to blame, he was acting under the direct instructions of the Governor and Treasurer. Finally it was decided that the Mer-

chants' Association should test the merchandise valuation and also the assessment upon a corporation as an "enterprise for profit," Catton, Neill & Co. was chosen as the firm to test the clause upon a concern as an "enterprise for profit" and Wilder's Steamship Co. will appeal from the assessment upon

the inventory value as the cash value.

The directors were authorized to bring such other test cases as required in getting an opinion upon every phase of the question. There was much dislated to inventory value, everyone

G. W. Smith presided at the meeting and the following were present: G. W. at at the same time as that for the Smith, P. R. Helm, W. W. Hall, F. J. Church, J. , Gilman, H. F. Wichman, F. W. Macfarlane, A. B. Wood, I. Dillingham, E. E. Paxton, S. I. Shaw, C. L. Wight, Mr. Wakefield, Capt. tee stated that it was the intention Soule, T. J. King, A. Gartenberg, E. A. of the committee to issue smaller McInerny, Mr. von Hamm, Mr. Lucas, pamphlets for free distribution, but Mr. Basch, F. L. Waldron, J. H. Soper, that if anyone wanted detailed informa- J. S. Andrade, A. A. Montano, R. Cat-



COLONEL MASCHIN

Head of the military conspirators that slew the King and Queen of Servia. He is the man who killed Draga

MAJOR W. B. HOOPER OF THE OCCIDENTAL HOTEL DEAD

(ASSOCIATED PRESS CASLEGRAMS)

SAN FRANCISCO, July 16 .- Major Hooper for many years lessee of the Occidental Hotel, died today of kidney disease.

Major Wm. B. Hooper was widely known, in Hawaii as on the kal. He said that assurance had been test case could be brought by the asso- Pacific coast, as the most accomplished hotel keeper of San Francisco. He was a veteran of the Civil War, a member of the Loyal Legion and a leading lay member of the Episcopal Church. His hotel, the Occithe matter, the view being taken that dental, was, for many years, the headquarters for the Army, Navy, National Guard and clerical guests, and it was the favorite resort of running expenses, such as room rent, inventory value. It was stated that in Hawaiians. Major Hooper had been in ill health for some years presecretary, etc., should not come out of Portland forty per cent of the inventory vious to his death and lately he relinquished his lease, intending to go out of business altogether. The lease was, however, offered him and accepted on a month to month basis. The Major leaves a family con-It was stated also that under the sisting of a son and two daughters.

To Build Carnegie Library.

company has the contract to build the \$18,000 Carnegie library here.

The American-Hawaiian Engineering company is the concern of which Mr. Amweg is the local representative.

Kentucky Republicans.

LOUISVILLE, Ky., July 16.-Morris Belknap is the Repub Washington had failed to pass. It had suggested also that the time had come lican nominee for Governor of Kentucky. The convention endorsed President Roosevelt for the nomination.

To Catch Ocean Smugglers.

PORT TOWNSEND, July 16.—A wireless telegraph system has been connected with the San Juan islands to assist the apprehension of smuggling craft.

Fpworth Leaguers Gather.

DETROIT, July 16,-Seventeen thousand members of the Ep worth League have arrived to attend the convention.



-The Detroit News.

GEORGE—"People may think I'm stuck on this, but I'm not." I Jewish petition.

JAPAN LIKELY TO LOSE AID OF GREAT BRITAIN

Congress To Be Called In Extra Session On the Ninth of October.

Knapp, the Murderer, To Be Electrocuted. Abner McKinley Paralyzed --- The Pope Still Lives.

(ASSOCIATED PRESS CABLEGRAMS,)

LONDON, July 16.—The Japanese legation is disappointed over Great Britain's attitude in the Manchurian affair. It is believed that the interchange of visits between King Edward and President Loubet is significant of the non-support of Russia by France in far Eastern politics and the withdrawal of Great Britain from the Japanese alli-

CONGRESS WILL MEET IN EXTRA SESSION OCTOBER 9th

OYSTER BAY, July 16.—The President announces that he will call Congress in extra session on October 9th to consider financial politics.

The Pope Still Alive.

ROME, July 16.—The Pope is breathing with great difficulty and is kept alive by stimulants.

KNAPP, THE MURDERER TO BE ELECTROCUTED

HAMILTON, O., July 16.—Knapp the murderer of five women has been found guilty and will be electrocuted.

VALLEJO, July 16.—The American-Hawaiian Engineering In Cincinnatti Knapp murdered three persons. One was the wife of another man, another was a twelve year old girl, and the other was his second wife. These three crimes were all committed during the space of seven weeks. Knapp had no real motive for any of them. In 1895 he killed a little four year old girl. He cut this child to pieces with a hatchet and then packed her body away in a box. Finally he killed his third wife. When first tried the jury disagreed and while waiting for a second trial Knapp confessed the whole series of murders, and showed himself to be a robber, outlaw and common thief. Afterwards he took the confession back.

Abner McKinley Paralyzed.

SOMERSET, Pa., July 16 .- Abner McKinley, brother of the late President, is dangerously ill of paralysis.

THE FAIR WITNESSES ARRESTED FOR PERJURY

PARIS, July 16 .- As a result of the magisterial inquiry into the death of Mr. and Mrs. Charles Fair in an automobile accident, the two alleged witnesses, who testified that Mr. Fair died first, were arrested for perjury.

The Nelsons, Mrs. Fair's relatives who are contesting on the ground that Mrs. Fair died last, brought these two witnesses from France to the United States to testify. They were Lucien Mas and M. Moranne. Their testimony in New York was badly twisted up before the hearing had been concluded. The reason they can be prosecuted in France for perjury is that they told their story under oath to a magistrate in Paris The story has been questioned many times and it is now declared that the two men were miles away from the scene of the great tragedy at the time it occurred.

Would Not Receive Petition.

ST. PETERSBURG, July 16.—The American embassy has been officially notified that the Government would refuse to receive the

GREAT LAWSUIT TO DISPOSSESS **CLAUS SPRECKELS**

Mrs. Emma Claudina Spreckels Watson Sues to Recover Hono-Iulu Property.

Claus Spreckels is reaping trouble anew from his hasty resolution, after the revolution of 1893, to be rid of all of his Hawaiian pos-

Yesterday a suit was entered in the Circuit Court here on behalf of his alienated daughter, Mrs. Watson, to dispossess the venerable multimillionaire of property in the business heart of Honolulu which stands on the tax books at a valuation of \$400,000, and to judicially assess him in damages to the amount of \$100,000 as the rental of the property during its alleged wrongful detention.

The property in question constitutes the entire city block bounded by Fort, Queen, Alakea and Merchant streets, excepting only the lots whereon are standing the Stangenwald, Judd and Mutual Tele-

phone Co. buildings.

Pursuant to his resolution already mentioned, Mr. Spreckels conveyed his controlling interest in the vast Spreckelsville plantation, owned in the name of the Hawaiian Commercial & Sugar Co., to his sons. The inter-family litigation that started over that enterprise is

To his only daughter, Emma Claudina, the old gentleman conveyed all of the Honolulu business property involved in the present suit. Miss Spreckels in 1897 or thereabout ran away with Mr. Watson to San Jose and was there married to him. A telegram to ask forgiveness and their blessing was the first intimation her parents

were given of the match.

Mr. Spreckels raged over the marriage and was implacable. In later communications between father and daughter in San Francisco, Mrs. Watson, stung by the parentals taunts of past kindness, informed her father that he was welcome to a return of the Honolulu property. Mr. Spreckels, taking her word, proceeded with a notary and deeds to the hotel where Mr. and Mrs. Watson were still pur- ian Territory; and I again ask your suing their honeymoon. Mrs. Watson promptly signed the instru- excellency's just consideration as to ments and they were duly acknowledged by the notary.

Second thought probably made Mrs. Watson repent the sacrifice, but to all appearances hitherto must have deemed the repentance too late. There were the deeds, no doubt recorded.

Here, however, there comes in a little provision of Hawaiian law, governing real estate under Hawaiian jurisdiction, which indicates a flaw in the title of Claus Spreckels. A little bird may have sung a bar of the statutes of Hawaii in the ear of Mrs. Watson away across the Atlantic in a lordly manor house of England.

The husband under Hawaiian law has a one-third interest in his wife's real estate, to protect which it is provided that a woman may not convey her real estate without the consent of her husband.

At all events, there is one of the biggest real estate contests At all events, there is one of the biggest real estate contests of April, 1903, setting forth the inconnow on which has ever been entered in the records of the Hawaiian venience, injustice and if carried out to courts. Following is the complaint in Watson vs. Spreckels in full:

(makai) and 143 2-12 feet distant from

Queen street, and running: South 38° 20' East, (Magnetic 1870)

50 8-12 feet along the mauka edge of the lane, and parallel with the makai

to A. Paki, and being the same prem-

All of which said premises plaintiff claims in fee simple by purchase from

the said Claus Spreckels by deed dated

Wherefore plaintiff prays the process

Spreckels to appear and plead to this

declaration at the next ensuing term

of this Court, and that she may have

restitution of said premises with judg-

ment for the sum of one hundred thou-

said dollars as damages for its deten-

BOSTON. July 3.-The Brookline

Board of Health, which is systematical-

The discoverer of the new proces

"It has been found that practical ap

plication has been effected by raising

to a great number of vibrations per

mosquito is most sensitively attuned.

This intensified note, produced by sud-

den electrical impulse upon a musical

instrument, causes every mosquito near

A SEVERE SPEAIN usually dis-

ables the injured person for three or

plying Chamberlain's Pain Balm. This

to plunge headlong to the instrument

MOSOUITOES

WILL CHARM

THE COMPLAINT.

In Circuit Court of the First Circuit, Island of Oahu, Territory of Hawaii. Emma Claudina Spreckels Watson vs. Claus Spreckels—Ejectment.

Declaration.

Emma Claudina Spreckels Watson, residing at the Manor House, Lower Kingswood, near Relgate, England, by ther attorneys, Humphreys and Watson and Robertson Residence of the lane, and parallel with the makai boundary of Keaoeleele's; thence turn mauka, interior angle 96° 30′, 46° 6-12 feet along lane of feet wide; thence along Koalaulii's, interior angle 197° 30′, 10° 9-12 feet; interior angle 262° 15′ and Robertson and Watson 9° 2-12 feet; interior angle 262° 15′ and Robertson and Watson 9° 2-12 feet; interior angle 262° 15′ and Robertson and Kingswood, near Reigate, England, by 10 9-12 feet; interior angle 262° 15', her attorneys, Humphreys and Watson 9 2-12 feet; and interior angle 93° 30', and Robertson and Wilder, complains 29 8-12 feet; and interior angle 163° 30', of Claus Spreckels, residing at San 24 feet to the east corner of this; thence Francisco, in the State of California, along the land of the heirs of V. Kamafor that the said Claus Spreckels has malu, interior angle 84° 40°, 28 3-12 feet; unjustly and contrary to law and the and interior angle 126° 30′, 78 feet; and rights of the plaintiff taken into his possession and converted to his own occupation the following described real place of commencement, the interior angle at place of commencement being 78° 30′. situated on Fort, Merchant, and containing an area of 4680 square Alakea and Queen streets, in the city feet, or 11-100 of an acre, as per surof Honolulu, Island of Oahu, Territory vey of C. J. Lyons, 1870: being a part of of Hawaii, and more particularly de-Royal Patent No. 297, L. C. A. No. 115

cribed as follows, to-wit:

(1) All those premises situated on ises conveyed to Claus Spreckels the East corner of Fort and Queen John Samuel Kaai by deed dated Feb-streets now occupied by S. G. Wilder ruary 17th, A. D. 1883, of Record in said & Co., set forth by metes and bounds Registry of Deeds, in Lib. 142, Fols. in Royal Patent No. 1284 (Grant) to 51-53 and by said Claus Spreckels con-V. K. Kamamalu, excepting so much as veyed to said Emma Claudina Spreckwas conveyed to G. P. Judd by deed els, by deed dated July 14th, 1893, of dated Dec. 9th, 1861, of record in the record in said Registry of Deeds in Hawalian Registry of Deeds in Lib. 14. Liber 141, page 328.

(2) All those premises extending be-ween said Merchant and Queen streets, set forth by metes and bounds July 14th, 1893, and recorded in Liber in L. C. A. No. 159 to Kekuanaoa, 141, page 328, in the Register Office of Royal Patent No. 704.

(3) All of those premises extending between said Merchant and Queen streets, set forth by metes and bounds in L. C. A. No. 160 to V. Kamamalu, Royal Patent No. 696.

(4) All of those premises extending between said Merchant and Queen streets, set forth by metes and bounds in L. C. A. No. 161 to V. Kamamalu, Royal Patent No. 695.

(5) All of those premises extending between said Merchant and Queen streets, set forth by metes and bounds in L. C. A. No. 162 to V. Kamamalu, Royal Patent No. 697.

(6) All of those premises situated on the corner of said Queen and Alakea streets, set forth by metes and bounds in L. C. A. No. 6506 to Ahu, Royal Patent No. 1623.

ly exterminating mosquitoes by means (7) All of those premises situated on of kerosene oil, is now about to take the corner of said Alakea and Mer- i up a suggestion calling ttention to a chant streets, set forth by metes and new process for lessening the evil by bounds in L. C. A. No. 165 to V. Kama- means of musical sounds. malu, Royal Patent No. 322.

to Claus Spreckels, one-half by Samuel Parker by deed dated October 20th, A. D. 1883, of record in said Registry of Deeds, in Lib. 85, Fols. 158-159; and one-half by Wm. G. Irwin by deed dated Feb. 12th, 1884, of record in said Registry in Lib. 83, Fols. 295-296. Being the same premises conveyed to Emma Claudina Spreckels by said Claus Spreckels, by deed dated July 14th, A. D. 1893, of record in said Registry of Deeds in Liber 141, Folio 328.

All that tract of land situate on the East side of Alakea street, at Honoka-upu, in said Honolulu, bounded and defour weeks. Cures have often been scribed as follows, viz:

Commencing at the west corner of liniment has great healing powers. One application gives relief. Try it. ka side of the lane, 17 feet from Alakea street, the intersection of said son, Smith & Co., Ltd., Agents for Hambertain's Fain Bain. The liniment has great healing powers. lane and Alakea street bearing 70° 50' wail.

STOOD BY COUNTY ACT SECURITIES

The Governor Not Bonds of Hilo R. Moved by Side Issues.

portance to veto it for the sake of preventing the hackmen's license grievance to Japanese residents. The fol-Bill as being of too much public im- R. J. Gay and Arthur F. K. Galowing correspondence will show that of investments of \$1000 apiece in the the Japanese cannot blame their con- bonds, respectively, of the Hilo Railsul for any lack of importunacy on road Co., and the Olaa Sugar Co. their behalf. Whether a consul has Statements relating to the different sesuch diplomatic jurisdiction as Mr. Saito's letters to the Governor would imply may be left to international lawyers to decide. What is clear is that been issued and sold \$850,000 of six per cont. 13-29 year. Sixt verticage gold. measure. The consul's two letters and the Governor's reply are given here; CONSUL TO GOVERNOR.

His Imperial Japanese Majesty's Consulate General. Honolulu, H. T., April 2, 1903.

His Excellency Sanford B. Dole, Governor of the Territory of Hawaii, Ho

nolulu. Sir: I have again the honor to trans-mit herewith for your favorable consideration the different petitions dated yesterday, forwarded to me by the chairmen of the several Japanese cor-porate bodies, setting forth the inconvenience and injustice of the hackmen's license bill, which was recently passed the lower house of the legislature and is pending the consideration of the Sen-

As already stand in my former communication of yesterday's date, the hackmen's license bill, as shown by these various petitions, is decidedly in-imical to the convenience and economy of all Japanese residents in the Hawainative residents.

I have the honor to be, sir,

Your obedient servant, MIKI SAITO, H. I. Japanese Majesty's Consul-Gen-

SECOND LETTER.

His Imperial Japanese Majesty's Consulate General. Honolulu, H. I., July

His Excellency, Sanford B. Dole, Gov-ernor of Hawaii, Honolulu.

Sir: Not having, as yet, received any reply to my letters of the 1st and 2nd the great financial loss to the Japanese community of the Hackman's License bill which passed the Territorial Legis-lature a few months ago, and having noticed afterward that the same regulations as those in the Territorial Bill mill and the almost absolutely certain re-appeared in the County Law, Section 347, Chapter 56, which became law as officially published, I now beg to ask you most respectfully to let me have your answer to my letters mentioned above.

I am urged in this matter, as I have already referred it to His Excellency Takahiro, the Japanese Minister at Washington, D. C., and am now forwarding all the informations I possess, together with the decision of the Cir-cuit Court regarding the County Law. I shall therefore be pleased to have the I shall therefore be pleased to have the of the expenditure and development of answer to my former letters from you the property of the company." as to the views of the Executive, so that Mr. Takahira may have all possi-unanimous opinion of the Supreme as to the views of the Executive, so ble data which will assist him in any tween him and the official authorities

at Washington. I have the honor to be, sir, your most MIKI SAITO. bedient servant. H. I. Japanese Majesty's Consul-Gen-

THE GOVERNOR REPLIES.

Private Secretary Hawes for the the first letter and the Governor answered the second one thus:

July 2, 1903. Mr. Miki Saito, H. I. J. M. Consul-General.

Sir: I have this day received your letter of July 1st referring to previous correspondence in regard to the "Hack-License Bill' and also to similar regulations which were incorporated in the County Act, and asking for a re-

The Hackmen's License Bill was not signed and the termination of the regular session of the Legislature prevented it from becoming law.

Although somewhat similar provi-sions were placed in the ounty Bill. the bill was of such general importance that it would have been, in my opinion against public policy to have vetoed it on account of such provisions.

Very respectfully, SANFORD B. DOLE.

IN REAL ESTATE

COLOSSAL DEAL

A conveyance of 95,000 acres of land in fee simple, for the consideration of second the particular note to which the \$112,500, to Samuel Parker and Annie T. K. Parker, his grand-daughter, was recorded ysterday. The interest conveyed is a nine-tenths one with a presumption that Samuel Parker owns the sumption that Samuel Parker owns the sustaining Judge Hardy of Kauai in remaining tenth, and the grantees are the case of Victoria by Pihaleo, her Lucy K. Peabody, Lucy Henriques and next friend, vs. Palama. The syllabus husband, E. Henriques; Manele Laanui and C. A. Reeves and wife. The land of the Parker ranch in Waimea, Hawall, and for many years has been tributary to that enterprise as a leasehold. This is one of the largest real ages where the evidence clearly shows estate transactions in the Hawaiian

ABOUT MO

R. and Olaa Sugar Co.

Governor Dole regarded the County William O. Smith, guardian of Eric

a piece of domestic legislation, and in the next requests information to be used at Washington against the same of five per cent of the annual state. tablished to commence five years after the date of the bonds, so that by the time the bonds mature seventy-five per cent of their face value will have been set aside out of the earnings of the company. A list of bondholders is given, showing the amount of \$283,000 held in San Francisco and the rest by local investors. The net earnings the railroad last year were \$28,054.60 and for this year they are estimated at \$30,000. The machine shops last year cleared more than \$16,000. Lately company acquired the property of the Hilo Dock Co., to be paid for out of the \$150,000 of bonds remaining in the treas-The company is paying a dividend of one per cent a quarter and owes nothing but its bonded debt. Only about one-fifth of the area tributary to the road has as yet been developed. Elmer E. Paxton, treasurer, signs the statement.

The Olaa Sugar Co., has issued \$1, 250,000 of first mortgage six per cent 5-20 year gold bonds, secured by all of the property of the company under deed of trust to Bishop & Co. Of the whole amount \$645,000 is held here and in San Francisco and the remainder of \$605,000 as collateral security to notes aggregating \$525,000 by the Mercantile Trust Co., Security Savings Bank, German Savings & Loan Society and Anglo-California Bank. The assets are valued at \$6,524,333.88 and liabilities at \$1,220,667.81, or an excess of assets over liabilities of \$5,303,666.07. A conserva-tive estimate of the coming sugar crop gives a value of \$1,950,000, to harvest which should not cost more than \$650,-000, leaving a balance of \$1,300,000. The company owes nothing outside of its bonds sold and notes secured by bonds, excepting monthly bills paid at the end of each month, and a credit balance with the agents at the end of this year of more than \$200,000 is anticipated. Various factors of promise for the prosperity of the enterprise are men-tioned, including the large and modern rainfall, and Treasurer Elmer E. Pax-

ton in conclusion says:
"Nearly all of the bonds sold were taken by responsible parties when the plantation was first started before there had been one-fifth of the capital expended that there is at the present time and before it was fully demonstrated that cane would grow equally well at all elevations on the planta-tion. If the bonds could be considered fair security at that time their value is certainly largely enhanced by reason

Court in the case of L. Ahlo vs. C. Bolte and the Kaneohe Ranch Co., Lt !. This was an equity case in which plain-tiff filed a discontinuance and then moved for a decree of dismissal with-out prejudice, stating that he followed course because he believed it to be to his best interests to seek a remedy at law. Respondents moved for a decree dismissing the bill with prejubasing their motion on an affiovernor acknowledged the receipt of davit to the effect that David Rice had come all the way from Boston to testify in the case and that they ... ad incur ed large expense and great inconvenience in preparing for the trial. Plaintiff made another move for dismissal without prejudice.

Judge Gear declined to decide whether the dismissal should be with or without prejudice, and signed a decree read-ing, "upon motion of plaintiff and payment of costs to be taxed, the bill stands dismissed." He specific...lly held that the question of whether the decree would operate as a bar to other proceedings between the same parties and concerning the same subject matter was one to be passed upon when raised in some subsequent proceeding. The complainant appealed.

The Supreme Court says that in equity a simple decree of dismissal without saying anything more is presumed to have been upon the merits and is a bar. Therefore, when a party is entitled to a dismissal without prej-udice the court should say so in its decree and thus avoid the possibility of future controversy on that point. The appeal is sustained and the cause remanded to the Circuit Judge with instructions to amend the decree by ad ding thereto the words "without preju-

Kinney, Ballou & McClanahan for complainant; Rebertson & Wilder for respondents.

LIABIL'TY OF PARENTS Justice Galbraith writes the unanimous opinion of the Supreme Court

reads thus: "In an action against the father for damages resulting from the wrongful is pastoral, adjacent to the other lands act of his minor child, of the age of seven years and nine months, it is not error for the court to instruct the jury that the father is responsible in dam-

(Continued on Page 7.)

THE POPE GETS **OUT OF BED AND** HOLDS A LEVEE

Doctors Are Puzzled But Report a Steady Diminution of the Pontiff's Strength.

(ASSOCIATED PRESS CABLEGRAMS.)

ROME, July 14.—The Pope had a remarkable rally today. He got out of bed and received the Cardinals. There is, however, a steady diminution of his strength and respiration is worse. His Holiness is having a tranquil night. The doctors are puzzled.

ROME, July 15.—Stimulants and constant nourishment still preserve the life of the Pope. The patient's delirium is increasing. He had a bad night and was worse this morning.

WASHINGTON, July 14.-Hansen, the Russian charge d' affaires today delivered a message to Secretary Hay regarding Manchurian ports which Russia is ready to open. The Secretary declines to discuss the proposal.

BLACKFOOT, Idaho, July 14 .- A company with a million dollars' capital will build a beet sugar factory here to cost half a mil-

WASHINGTON, July 14.—It is understood that Col. Oliver, who succeeds Col. Sanger as Assistant Secretary of War, will take Secretary Root's place later on, the latter being anxious to retire.

PARIS, France, July 15.—A dispatch to a leading Paris paper states that the relations between Russia and Japan are greatly improved. It is believed that the course of the Manchurian conference has been such as to allay the feeling in Japan that the Russian policy will be aggressively inimical to Japanese interests.

ROME, Italy, July 15.—The symptoms of pneumonia, which have threatened from the first of the Pope's illness, have almost entirely disappeared. The physicians report tonight, however, that their patient is suffering from a complete prostration. They are very much mystified with the course of the Pope's illness and are now of the opinion that he may linger for days. No hope is held out of eventual recovery.

MARYSVILLE, Ky., July 15.—The high feeling aroused during the recent trial of William Tacker today took the form of a lynching Tacker, a white man, was recently tried and convicted of murder and sentenced to prison for life. An appeal was taken and a new trial sought on technical points. Many believed Tacker guilty and were highly incensed at the law's delay. Today a body of masked men attacked the jail in which Tacker was confined, overpowered the guards and hung their victim to a near by tree.

THE HOUSE LEFT DEBTS FOR THE SENATE TO PAY

The House of Representatives was "broke" before it adjourned. There were just five dollars and thirty-eight cents to the credit of the House in the Treasury last Saturday and there are a number of bills outstanding against that. The House had \$13,000 to spend at the extra session, not counting the \$7,000 which was squandered in the printing of the Journal.

Not only has the House no money but what is worse it has bills outstanding which cannot be paid. How many bills of its own making it has is not developed but so far the House has failed to pay its share of the expenses of the conference committees, and what

is more does not intend to do so.

When the Legislature got down to the conference stage the House and Senate agreed that each body should bear one half of whatever expense was incurred. All bills which were contracted were made out therefore, half to the House and half to the Senate. When the House bills were presented to the clerk about a week before adjournment, Solomon Meheula announced that there were no funds. A visit to the treasurer corroborated that part of the statement, though the man who tried to collect the bill was of the opinion that there is money available somewhere, which Meheula will have no difficulty in drawing upon. Meheula was voted forty days' extra pay within which to complete the Journal and \$400 will have to be gotten from somewhere, for Meheula isn't the kind of a man who will be willing to wait two years for his money.

As for the Senate, that body is reported to have several hundred dollars remaining after the payment of all expenses. The conference bills are still outstanding-that is, the bills incurred by the House in conjunction with the Senate. The Senate is ready to pay all its conference bills, and will also probably have to pay what the House agreed to stand. Just before the adjournment of the Senate on Saturday night the Senate voted to pay all the conference bills provided that the House failed to do its duty, and provided further that there was sufficient money for the purpose. This is what will probably be done and the Senate will have to pay the bad bills of the House.

MONEY FOR BRINGING TOURISTS IS AVAILABLE

(From Wednesday's Daily.)

At a meeting of the Joint Tourist Committee with Secretary Carter yesterday plans were formulated for the immediate inauguration of the tourist and advertising campaign. The \$15,000 which was appropriated by the legislature for advertising the resources of the Territory is available at once. The amount is appropriated in the six months bill and Secretary Carter told the committee that its wishes would be regarded in the expenditure. It is the plan to use the money only for the actual expense of printing and advertising. The incidental expense which will attend this expendi-ture will be borne out of a fund to be raised by the committee.

It is the intention of course to open headquarters in the city and tourist agent will be appointed. The committee will meet again the latter part of the week, or early next week and then a definite plan of campaign will be inaugurated. It is the intention to start to work immediately, so that Hawaii may secure the benefit of the thousands of tourists who visit California during the fall and

BIG WATER LITIGATION

Commissioner F. Brown's Report.

Jacob F. Brown, commissioner appointed by Judge De Bolt on January 7, 1963, to take testimony in the water Injunction suit of Hawalian Commercial & Sugar Co. vs. Wailuku Sugar Co., yesterday filed his report. There will be a hearing upon it today. It is presented in a bound volume of 123 typewritten pages, accompanied by 55 exhibits of deeds, surveys, reports, etc.

Findings of fact made upon requests in writing from both parties are respectively separated. Their local references and technical character generally prevent the making of any summary that would be of common public interest. However, there are a few facts presented which will bear publi-

The bed of the Walluku river is the natural channel in which all the water from the water courses in the Iao district," Mr. Oliveira said, "the conor Walluku valley and from a further dition of laborers' quarters has not imconsiderable portion of the ahupuaa of proved from fifteen years ago. The Walluku If not diverted would not. urally flow seaward, including all walls There are been nouses where Walluku, if not diverted, would natfreshet, flood and other water not apperent to tare land or acquired by the Hilo district. Mr. Deacon treats purtenant to tare land or acquired by

ley has an upper stratum, varying approximately from twenty-five feet to forty.

"When I was a school teacher at Hoboulders, sand and gravel, forming a diverted near the head of the gulch. would soak; and its seepage in time of drouth would aid in supplying water for the kalo lands below.

The diversion of water, especially of flood water, at the Maniania gulch, prevents the water so diverted from doing its share in saturating the reservoir of the valley bed, and to that extent seepage to the lower kalo lands is diminished.

The valley apparently has a substratum of hard rock, considerably impervious to water. The tendency of the water occupying the upper stratum would be to move gradually seaward, and while so Going, if the reservoir they want, and they can afford to do it. The Portuguese would want better work filled water would appear on the were filled, water would appear on the surface in depressions and undulations.

inaugurated the planting of sugar cane for the purpose of manufacturing the same into sugar on various lands within the water shed of Walluku river, including the land of Owa and portion of Puuohala district, aforesaid, and erected a mill to grind the cane so grown.

The arable kula lands under the Kalani and Kama Auwai, within the crown sales made by Kamehameha IV, were sold and conveyed by Kamehameha IV as and for cane lands upon which to raise crops other than tare and with the expectation that the same would be watered from the Wailuku

There is a further chain of this history of early cane-growing on Maui in the report.

It takes a continuous flow of at least two and three-fourths millions gallons per twenty-four hours to maintain ninety acres of land in taro in Walluku. if the taro lands are properly tamped and cultivated.

It would be wholly impracticable, even with the normal supply of water from the Wailuku river, including freshets, to cultivate the whole of the taro patches in Wailuku watered by the Wailuku river, if the patches were not properly tamped.

A taro patch untamped in the district of Wailuku will consume about double the amount of water that the same patch would consume if properly

The water rights appurtenant to a certain purchase of about forty-five cres of taro land by the Wailuku Sigar Co. would properly irrigate and maintain 125 acres in cane.

The Walluku river is a perpetual stream and always has water flowing in its bed from its source to the bridge crossing it on the public road from Wailuku to Waihee.

The H. C. & S. Co.'s tunnel flows about one to one and a quarter million gallons in twenty-four hours.

The W. S. Co.'s tunnel flows from three-quarters to one million gallons in twenty-four hours.

Many findings requested among hundreds altogether are denied as being on matters for the courts and not the commissioner to decide.

On the face of it this water controversy seems to be about as complicated as the proverbial Philadelphia lawyer would care to tackle.

PORTUGUESE

J. Mr. Oliveira Believes Planters Could Stop It.

ing after a homesterd interest with the Government. To an Advertiser reporter who met him in the Capitol, Mr. Oliveira deplored the hegira of Portuguese from the Territory which is taking place.

"The Portuguese are leaving the isl-ands by hundreds, yet there is a complaint by the planters that they cannot get enough labor," the Hilo man

"Why don't they go to work on the plantations? Because they want better wages than the planters will give them. The Portuguese can do more work than the Japanese and the Porto Ricans. raise families respectably and want better houses than the planters have for their labor on most planta-

Mr. Oliveira spoke of his countrymen as having made good citizens in Hawall, mentioning instances of their young men who had done and were doing well in business and the legal profession. When the Portuguese had been given a chance on the plantations, they had transformed the plots on which their houses stood into fruitful gardens,

"Outside of a few plantations in Hilo walls. There are better houses at Pethe Portuguese better than any other manager on Hawaii. Still there only about twelve Portuguese families at Pepeekeo where formerly there were

noniu sixteen years ago there were eighty-seven Portuguese families on kind of gravel reservoir, into which the plaftation. Now there are about water flowing from the Iao gulch, if not six or seven. Hakalau had forty families of Portuguese, where today there are only six or seven individuals and but two of them married mcn. Hono-hina has three families to twenty formerly, while the Portuguese at Papaaloa have decreased from 200 families to four or five.

Portuguese have been given caneplanting contracts at Pepeekeo, Papai-kou and Waiakea, and have done well with them, but the planters on Ha-wall as a rule would rather give contracts to the Japanese."
Mr. Oliveira being asked what terms

would suit the Portuguese and induce them to give their labor to the plan-

ters. He answered;
"Teamsters at Honomu get \$1 a day houses than the common run of laborers' quarters, also a fair supply of fire-In the early fifties Kamehameha III wood. In some places now a family naugurated the planting of sugar cane is allowed only a few sticks of wood to

COMMON PROPERTY

Public Praise is Public Property - Honolulu People May Profit by Local Exper euce.

Grateful people will talk.

Honolulu citizens praise Doan's Backache Kidney Pil' Kidney sufferers appreciate this. They find relief for every kidney Ill.

Read what this citizen says: The Rev. J. Nua of Kawaiahao in-"I suffered from kidney trouble,

which was, I believe, caused by my lifting heavy weights whilst young. Pains in the small of my back were one of the symptoms of my complaint. My trouble extends back to the time when I was 28 years of age, and as I am now 49, that is a considerable pe riod. During all this time I was subject to pains in the back. They continued despite the fact that I consulted several physicians and took numer ous remedies. No relief thus gained can be compared to the benefit ob tained from using Doan's Backache Kidney Pills. I have got on wonder-fully well since taking them. I am quite satisfied with the result. shall always have some of the pills by me, even when going from Honolulu other missionary fields in the South Pacific. There is no other remedy like Doan's Backache Kidney Pills for kid-ney complaints, including backache."

Backache Kidney Pills are Doan's sold by all druggists and storekeepers at 50 cents per box (six boxes for \$2.50), or will be mailed on receipt of price by the Hollister Drug Co. nolulu, wholesale agents for the Hawaiian Islands.

HEGIRA OF KAMALO HAD A HOT TALKFEST LAST EVENING

Larry Dee Charged the Treasurer With Being \$400 Short in His Accounts.

Accusation and recrimination, charges that Treasurer H. R. Hitchcock is short \$400, threats against Judge Davis and Judge Humphreys, insinuations against the officers of the company, and a vote of confidence in L. H. Dee, these were but a few of the incidents in a lively meeting of the Kamalo Sugar Co. which was finally declared illegal last evening.

tricity long before the meeting was \$1400 on which execution had been iscalled to order-every stockholder knew that something was going to drop, and there was no disappointment for those that were looking for a lively meeting. Out of it all though comes the prospect

their houses stood into fruitful gardens.

Evidences of this thrift were marked at Honckaa for instance.

of a reorganized company, which failing the estate will be sold, Mr. Dee making the announcement that there the stockholders would receive fifty cents on the dollar, if not dollar for dollar.

> company for two years or more and were four purchasers waiting, and that the stockholders were anxious to find out what had become of their money. They didn't succeed, though a report is promised for the special meeting which was called for the evening of August 1st. THE CALL TO ORDER.

> The meeting was called to order by David Dayton, the president. were present thirty or more stockholders in person and they represented altogether 13,867 shares of the total holding of 18,330. This is virtually the entire stock as the difference is represented by the stock repaid into the

company by the promoiers upon the order of the court. The larger stockholders represented were Dr. Mouritz who said he had a third of the stock. and L. H. Dee who had a half. The Meyer family 3400 shares, H. R. Hitchcock 250, L. H. Dec 450, J. Lucas 520, C. Brown 500, F. Hustace 1700 W. M. Cunningham 200, Jas. Steiner 300, D. McCoriston 1035, McLain 450, were also represented.

After the showing of stock had been made President Dayton announced that each stockholder was entitled to exam-

ine the books.
"Where are the books?" came voice of a stockholder with the first hint of trouble.

Mr. Dayton continued by stating the object of the meeting, which he said was the first since May, 1901. The questions to be considered he announced

1. Shall the company close up its If the company is reorganized shall all expenses be cut down?
3. If the Kamalo Co. continue shall

the stock be reduced from one million dollars to five hundred thousand and

sentatives been destroyed?

"I have no idea."

Speaker Beckley.

destroyed.

the committee on accounts."

tion must be a humiliating affirmative.

"I have not," was the reply.

yesterday if he had received the vouchers.

"Do you know where they are?"

"Have you made a demand for them?"

records that by law should come into his custody.

seen in the hall where the House held its sessions.

"I don't know," the answer came hesitatingly.

"Should you not be in a position to know?"

WHERE ARE THE VOUCHERS

OF THE ADJOURNED HOUSE?

Have the vouchers of the expenses of the House of Repre-

Appearances would indicate that the answer to this ques-

George R. Carter, Secretary of the Territory, was asked

"No; I have not," the Secretary said, adding that he was

Mr. Carter, answering a further question, said he pre-

"Have the vouchers of House expenses been burned?"

"No; I have nothing to do with the vouchers row. The

"No; they don't belong to the records. They belong to

Mr. Meheula ventured to justify the theory of destruction

At Martin's Gossip Exchange, Birbe, Vida's man, is quot-

from the precedent made by the Home Rule Legislature of

1901. He stated that on that occasion the vouchers were

ed as saying that the vouchers were burned. *

last thing I know about them is that Jesse Makainai, the

assistant clerk, took them home. He was told to do so by

not certain that it was in his province to make such a demand

if the officers of the House did not see their duty in the matter.

sumed the House vouchers of expenses were part of the House

was asked of Solomon Meheula, clerk of the House, when

Elk's Hall was surcharged with elec- | there was but one suit remaining of sued, and the total debt amounted to

> president. "Yes, it was a good thing for the law yers," said J. Lucas.

"Yes," replied Dayton, "they took the cash but didn't touch the stock." DEE'S REPORT.

L. H. Dee as auditor stated that the books of the company were in the safe deposit vault, and that they were correct up to the time that John Ouderdirk quit. "I am sorry that I can't say the same for Rex Hitchcock," he continued, "I don't want to throw any dark clouds over that man but as far as I can make out the books show him with Sumatra seed. Shelter constructo be \$400 short. They show \$10.65 in tion included, the cost of the experito be \$400 short. They show \$10.65 in the bank and several letters we sent to Hitchcock to bring him down straighten out the matter had no effect. I can't find the vouchers to correspond with the checks; they were made out payable to self, and to cash. I find him \$400 behind and so consequently devote the necessary amount f r testing the books. I have made

LAWYER'S REPORT.

Mr. Dee announced that lawyers had a report to make of the litigation and J. Lightfoot read that document. reported on all the litigation of the commany concluding with a judgment for \$35,000 in cash and 6000 shares of paid up stock and an award of \$20,000 to the lawyers by Judge Humphreys. which was reduced to \$7500 by the Supreme Court.

"That was quite a difference," marked Lucas. Then was detailed the payment of the

judgment in part and the steps taken to collect the balance.

lently converted his property to escape judgment. Some of this property had been purchased by L. H. Dee for the company and the attorneys recom-mended that other suits be begun to cover the judgment against Hustace, Egan and Foster.

Dr. Mouritz in response to a request from L. H. Dee announced that he wanted to find out about a certain shall enough money be borrowed to piece of property purchased by the commy the debts? pany, the Foster home, and upon Mr. Dayton announced further that which an unsecured note had been tak-

HAWAIIAN TOBACCO

Federal Director Jared Smith Shows Samples.

An exhibit of Sumatra leaf tobacco grown at the Federal Experiment Station was brought by Director Jared G. Smith to the appointed meeting of the Board of Agriculture yesterday afternoon. Only W. M. Giffard and Jacog F. Brown, with Superintendent of Pub-lic Works H. E. Cooper, were present and no formal proceedings were undertaken. Yet an interesting discussion on the possibilities of a profitable to-bacco-raising industry for Hawaii took

The exhibit consisted of two bundies of leaves intended as cigar wrap-per material. One had leaves about inches long by 12 inches at the widest and the other about 13 by 7 inches in corresponding dimensions, Mr. Smith also showed a piece of textile fabric such all is used in screening tobacco while growing.

The tobacco was uncured and Smith said the lea es were not tobacco until proved by the curing process \$14,000. "The delay has been caused by However, in their existing stage he expensive lawsuits," concluded the considered the leaves of favorable appearance. He intended sending the samples to an expert in Connecticut for a report thereon. It would take fully three months for the report to come back.

Mr. Smith made a proposition of de-cisive experimentation on this class of tobacco. The land he had selected was on Louisson's place in Hamakua, samples of soil from thence being promising sort. The soil at the station was not of the best for the purpose. If was too heavy and produced a leaf excessive in size.

The intention was to plant an acre

ment would be about \$1200. There is an appropriation at the disposal of the Board, for assistance to the Federal station, of \$2500 for each six months

Mr. Smith spoke of a yield of 1400 pounds to the acre, which fermenta-tion in curing would reduce to 1000 pounds. He told of the success f a company that started operations lately in Porto Rico and said:

"I have had assurances that if the experiment here prove successful, San Francisco people would come here and put a good deal of money into it." Mr. Smith stated, in answer to a question by Mr. Giffard, that he had

some cotton on hard grown at the station and that he had no doubt cotton might be made a regular staple in Hawaiian products,

the lawyers on the judgment and it pledged. Mr. Dee replied that he had was charged that Hustace had fraudulently converted his property to account been his own personal transaction af-ter the company had refused to buy in the property because of a cloud on

correspond with that statement," remarked Lucae.

the company \$450. The property is

me?" replied Dr. Mouritz. Then it was proposed to adopt the

jected to the portion advising further litigation, saying he had been opposed that more litigation was necessary to the defendants. He moved that the re-J. H. Craig said he wanted a report

of the trustees before that of the law- mind for the position.

port ready, and Dee stated that there had been an inventory showing the estate to be worth \$110,000. This included 7000 acres of land, material and a rail-

"Where's the railroad?" asked Lucas, "Down at the wharf," was the reply. "I'd like to know what we have been doing; what we have got," insisted "I am the only one of the trustees

DEE AND LUCAS. "Where's Hitchcock?" asked Lucas.

"Don't know," replied Dee, "he would do no good here."

Where are the books?"

"Why don't you bring them here?" "Why should I?" You say you are the whole thing."

"I haven't said anything of the kind. "Yes, you did."

"I didn't and I object to having slurs cast upon ine," Lucas and Dee were starting towards each other, when the chair called them

Then Lucas said: "There is no use telling me that stuff is worth \$110,000; he is not telling the truth; it's a false "You didn't come here for business,

ABOUT HITCHCOCK.

"How did it come that Mr. Hitchcock drew out this \$400 without the order of the President?" inquired W. M. Cun-'It was put in the bank as treasure

of the company, and he drew it out Then he went to M lokai," replied

"It was about time for him to go. should think, when there was only ten

COOPER TO ARRANGE

Will Have Charge St. Louis Fair Display.

At a meeting of the Exposition Association of Hawaii, Supt. Cooper in whose charge is placed the \$30,000 appropriation for the St. Louis Exposition was delegated to arrange the exhibit and appoint a commissioner to the fair

Mr. Cooper who was present at the meeting outlined in brief what his plans for the exhibit were. He said that work should begin immediately in arranging a display, and that a man should be appointed to get together articles to be exhibited and also to carry on the work to the end, including the representation of the Territory at St. Louis.

"I think we should lose no time" said Mr. Cooper, "the exhibit should be prepared immediately. In some ways perhaps a building would be better to show off our exhibit but it was evidently not the intention of the legislature to have a building."

Mr. Cooper inquired the cost of the projected building and Mr. Spencer stated that the estimates were slightly over \$21,000. The sentiment was expressed that this would leave too small an amount for the actual preparation of the exhibit, 'My idea," continued Supt. Cooper,

is to arrange a transportation exhibit for one thing-a display of the models of all the steamers running into Ha-wali, and also of the transportation facilities here. Then also there should be photographs of our hotels, something to show that we are prepared to accommodate whatever visitors come to the islands."

Mr. Cooper suggested also that there should be information at the disposal of the commissioner showing just how much it would cost to visit the islands. He also favored a display of the products of Hawaii, including curios showing the progress since early times.

"The school exhibit has already been arranged for," said Mr. Cooper. Mr. Allan Herbert who was present suggested that there should be an agricultural display and this sentiment met with hearty approval. There will be besides an exhibition by the United States Agricultural Department, but this will be in the general building in which all the products of the United States are to be displayed.

WHO SPENDS THE MONEY? The legislature did some queer things

in its provision for the governmental departments, and the St. Louis Exposition fund suffered along with "The report of the lawyers doesn't rest. There is an appropriation of \$20 .-000 for this purpose to be expended un-der the direction of the Superintendent "Yes, it does, the company refused to Public Works. The item to take it, and I bought it and saved six months bill and in the to Public Works. The Item is in the months bill it appears again, but this time under the office of the Secretary worth \$5,000, replied Dee hotly.
"The Kamalo Co. didn't authorize you to buy it, then?" asked Mouritz.
"No sir, I bought it myself, after the as amounts to the unexpended balance of the Secretary of the Territory. This amount is to be used as amounts to the unexpended balance of the secretary of the Territory. directors had refused to have anything of appropriation for this purpose for to do with it." "That is perfectly satisfactory to This makes another division of authority, Cooper will have to oversee the work of preparing the exhibit while attorney's report, but Dr. Mouritz ob- Carter will take charge of the work on the first of the year.

Before an adjournment was taken Itigation, saying he had been opposed to lawsuits all his life. Mr. Dee said yesterday afternoon a motion by Mr. that more litigation was necessary to Spencer was carried to the effect that protect the interests of the company. Supt. Cooper should be authorized to appoint an exposition commissioner to work under his supervision. This was carried unanimously. Mr. Cooper stated afterwards that he had no one in

> dollars in the bank," said Cunningham, fund. It seems to me he deserves a letter from Mr. Brown of Merchant street.'

> "Mr. Dee and others have written him." said Dayton. "I'll bet a letter from High Sheriff

> Brown would fetch him." Mr. Cunningham suggested there ought to be a vote of censure for every officer besides Mr. Dee.

DEE REPORTS ON DAVIS.

Mr. Dee made another effort to re-He said when the directors took hold there were \$35,000 owing. had been reduced to \$17,000. Further that Paul Neuman had been engaged to watch the company's interests and afterwards Geo. Davis. Then Davis afterwards Geo. Davis. Then Davis had run away to Washington and new lawyers had to be employed, but Davis crept into court when the decision came awarding the lawyers \$20,000. Mr. Dee said he had asked Judge Humphreys about the fee, and had been told that it was payable only upon the recovery o the judgment awarded, but in spite of that Humphreys directly issued an order for the payment of \$7500 though money had not been all recovered. that isn't against the law I don't know what is," said Dec. "There have been ome nasty remarks made about me, but I will say right now that no one can put a finger on a point and show where I haven't done right. I am out pocket, but I'm not squealing. As far as the directors are concerned I am ready to step down and out, and let some of the rest of you try it awhile."

MEETING ILLEGAL. J. H. Craig said he hadn't got the in-formation he was : fter yet and want-

(Continued on page 6.)

waiian Gazette.

a at the Postoffice of Honolulu, SEMI-WEEKLY. ISSUED TUESDAYS AND FRIDAYS

WALTER G. SMITH, EDITOR. SUBSCRIPTION RATES: BUBSCRIPTION RATES:
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> A. W. PEARSON. Manager

: : : : JULY 17.

LIVING TO NINETY.

It ought not to be unusual to reach such a hale old age as that of Pope Leo, who, in his nineties, has made a stout fight with death. Given a sound constitution to begin with, the rest is temperance-moderation in eating. drinking, working, exercising, resting and in every process of life, and with it all proper care as respects the quality of air one breathes and the kind of food one eats. There is more than one aspect of race suicide; the wider and the graver one is the enervating process of self-indulgence by which, through overmuch eating, drinking and loitering, a healthy man weakens his whole system and makes it an easy prey of disease.

The Pope came of hardy ancestors. He had a heritage of health from the beginning. It was a simple, clean mountain life that made his ascendants strong and well; and it was the ab-stemious life that enabled him to keep fresh and virile beyond his ninetieth year. These are times when praises of the strenuous life are heard; but the strenuous life is the short life. It has no comfortable old age. It either ends when it ought to be in its prime or dwindles into invalidism and eclipse. There is too much nervous strain about it, too much haste and worry, too much irregularity of habit. The wheels are always running: they are never stopped cleaned and offed and the little weaknesses repaired. A man cares for his watch and his machine shop; he does not insist upon the strenuous life for them, but looks after them most carefully; yet he neglects his own vital machinery for the sake of making speed. It is all a rush for the grave-yard—a rush by the limited train.

How different with the Pope. His ordered life spared a few hours for work, a few for recreation a few for deve-

a few for recreation, a few for devotion and sustenance, and many sleep. His table was neither frugal nor profuse, but plainly set of wholesome things; and he never over ate or over did in any way. Cultivating his mind so that he could vary his diversions and enter many fields of thought, he escaped the dull and wearing grind of those whose intellects work upon a scant grist. And when old age came

to him he was still young.
Of course environment had much to do with the Pope's ability to choose his way of life. We cannot all be Popes: but there could be shorter hours of work, longer vacations, a more careful observance of the laws of health, a more definite and widespread system of recreation-and less to eat. It is the table with its luxuries and temptations which is bringing the age-line down into the forties.

FORTS WILL FOLLOW.

The Advertiser hopes that Delegate Kuhlo and the commercial bodies, will work with all their energy next winter all the other things we want of the of these receptacies or sinks will keep Federal government will necessarily a neighborhood supplied with mos-

Forts are talked of. But forts are not built unless there are either great public works, coaling depots or strat- there; some of them bite a dengue egic railway centers to be protected by them. On the Atlantic coast there are well people; an epidemic of fever aplarger and richer cities than this one where not a single defensive gun is turn, inoculates more mosquitoes which mounted; there are smaller and poorer go about distributing the poison. But mounted; there are smaller and poorer go about distributing the poison. But places, where navy yards exist, which are heavily fortified. The point is, if sickness and the doctor's bills might we do not get the naval station we have been avoided. won't get the forts; but if we get the naval station, particularly the gigantic one which the Government would like to induce Congress to build, forts will oil in the streams which flow into the soon bristle up on all sides of the Honotulu district. So our people will lose nothing by concentrating their efforts upon the Pearl Harbor proposition.

THE VOUCHERS MISSING.

The Legislature came to an end without the vouchers of expenditure by the House being filed with the Secretary of the Territory or given to the public. In all probability these tell-tale docu-ments were burned. It is known that the House was a hot-bed of jobs and steals; but precisely what they were and who were the guilty principals, needed the vouchers to disclose. But the explanatory data cannot be found. appearances they are beyond the reach of the press, the public and the grand jury.

The Advertiser trusts that all the ascertainable facts about this corrupt procedure will be jaid before the President and Congress along with the legislative action taken against American settlers. It will contribute to a proper understanding of matters there when the business interests of the country apply for relief from the system of misrule and plunder which a past Congress unwittingly set up in these ist-

The death of Mrs. James G. Blaine removes a woman who played a larger part in affairs than history credits her She was austere and uncompromising in her ways and made enemies for herself and her husband fastsometimes, than he could make friends. It was to Mrs. Blaine that the unfortunate break between the dis-tinguished Secretary of State and President Harrison was due.

a good many of the legislators will need vouchers before they can ever hope to get back on a Republican ticket.

REAL ESTATE BOOMS.

The admission of real estate men that rents and prices of realty have fallen far in the last two years but still yield good returns, proves the case for the Advertiser of two years ago. This paper then said that rents had been artificially forced up, along with the price of realty and that the fact was checking the growth of the city. There was a protest from the real estate men and from many of the big owners; but the fruth was mighty and it prevailed. Since then there has been a long drop and when prices finally reach bed rock Honolulu will be ready for another era of rapid growth.

Real estate booms have well-defined pect a sharp advance. Speculators buy land then to turn it over; the buyer expects to sell for more and if he does so the next buyer holds for another tise. Before long the price gets so numberly was point in uch, there is a quiet readless to the price gets so emush it money is scarce and much of a cold day. There is a panic and tries to unload and the price of real it and set anything better from the next man. When this climax is reach-ed, things begin to totter. Everybody And use ou reur stoot our reur using of values, often slow because of the reluctance of land-owners to admit that boom prices have really vanished; and with lower values come lower In the long run, real property gets down far enough to tempt speculators again and, if there is any inciting cause for a boom,-such, for example as an isthmian canal would be to a place like this-the boom automatically reappears. Then, after awhile, it automatically shuts itself off again.

Honolulu got a lively boom out of annexation and then stood by, helpless, while it proceeded to choke itself in the old way. The city is now getting down slowly to normal prices, large suburban lots, with water and rapid transit, being on the market at a price that would not have bought a fifth of the area three or four years ago; and inside property being well shaded off from former rates. All this brings byom

times appreciably nearer. While some cynics compare booms to smallpox, saying they never catch twice in the same place, the experience of Los Angeles, San Francisco and Seattle is quite different. Their booms have been recurrent. As for Honolulu, a naval outlay of \$15,000,000 might easily start things moving again; a rush of tourists, many of whom are investors, might have the same effect; the opening of public lands to American settlers surely would: eventually the canal should boom us mightily. In the meantime it is pleasant to have the assurance of the real estate men that things are gradually adjusting themselves so there can be another upward lift.

HOUSEHOLDER AND MOSQUITO.

The public need not wait for the Board of Health to begin a war on mosquitoes. It can do a great deal on its own account to exterminate the insect pests which have lately added to their earlier ill-repute by spreading the

As a general thing the mosquitoes which infest your house were born and brought up on the premises or in the neighborhood. Unless blown about by high winds mosquitoes do not migrate Their breeding places are not far to seek and can easily be destroyed. And it is astonishing how small an amount of stagnant water will produce swarm of insects. As many as sixty thousand embryo mosquitoes were found by D. L. Van Dine in a tub of rain water standing in a Honolulu backyard. Any old can with a little water in it, a pool under the for the Pearl Harbor naval station. It where carriages are washed, a muddy is more important than any other pubwhere carriages are washed, a muddy lic work because, if it is once secured, doned trough where rain collects-any

> quitoes the year around. An old pan is left in the backvard: it collects rain; mosquitoes soon breed fever patient and then go to biting pears in the neighborhood and this,

> The Board of Health cannot do everything. It can look to the broader scheme of work such as putting crude rice fields and taro patches, in "doctoring" agricultural marshes that are fed by artesian water, etc., and in having its inspectors look out for private nuisances. It can also do something to abate the stagnant water in Kapiolani Park. But the hard work of ridding the city proper of mosquitoes must fall on the householders and storekeepers-each one for himself. If everyone would make sure that his own premises are free from dead water there would be little to complain of and the dengue would soon go into a decline.

> It is not too late to speak of the excellent work done in the House by Representative Harris. Every vote found him on the right side; and but for his efforts the record of the House would have been much worse, even, than it was. Mr. Harris is a good man to keep in the harness.

Marston Campbell stays in office and Cooper has his vote of confidence and very little call to import forage in will spend the improvement money about as he pleases. Members of the late Legislative combine may retire to the ante room and gnash their teeth.

Perhaps Uncle Claus will come back the grass begins to grow in Honolulu streets to have a little bout in the courts. There is always fun for Uncle when he drops in.

The incipient signs of revolt in China may be due to the appearance of Volcano Marshall in that short Tuxedo,

There's nothing like the need of watching your little judicial job to cure the dengue fever.

The che fa ticket is in circulation. Where is the che fa game? Anyhow, the Pope is not likely to get

DON'T MEDDLE.

The Jewish petition, of which so much has been heard of late, is a memorial signed by leading Hebrews of United States protesting against the Kisheneff massacre. It was to have been forwarded to the Czar with the endorsement of the United States government, but the action of Russia rioters and the hint from St. Petersburg that an American protest would not be graciously received, sufficed to keep the petition at home. It is now pigeon-holed in the State Department.

It struck this paper when the petition was framed as unfortunate there should be any likelihood of the laws. They begin when property is United States taking up a matter as low in price and there is reason to expurely local to Russia as a domestic purely local to Russia as a domestic outbreak in New Orleans Evansville, Ind., would be local to the United States. All concerned in the affair of Kisheneff were Russian sub-No Americans were implicated, nor were American interests jeopardized. Hence any interference on our part would have been inexcusable save on the theory that Uncle Sam is a knightuo Amazem equ explusor suns element, going about to redress the less to solid equ pur projun or selly wrongs of the world.

He has been paraded in that guise too often. Sentimental interest in Kossuth, when he visited this country wasted on Kossuth's abortive scheme to free Hungary, might better have Quixote campaign against Turkey to sire to meddle with Spain's government of Cuba, proclaimed in the guise of a holy war, has given the United States a rank heritage of embarrassments. Had we minded our own business then and not taken the hysteria of yellow journals for granted, how much better off we should be now. ought to be kept before this coun-

these come in for police treatment and the stake, or Indians are robbed and when they resent it are shot down, Russia or Germany or Austria should call us to account. The thing would years ago Americans went frantic when unofficial Englishmen, at Exeter Hall, to criticise the system of slavery in the South; yet, with the utnonchalance they point out to Russia, to Austria, to Spain or to Turkey, the defects they assume to see in its domestic policies or in its civiliza-tion. Some day they will get a rebuff for it that they will remember with

What is most needed in the United -for its own good and that of the world at large-is a common acceptance of Benjamin Franklin's advice-"Mind your own business!"

HAWAIIAN TOBACCO.

It would be a great thing for Hawaii smoking tobacco. Nobody knows as yet whether the conditions are right, least of all those who have made hit-or-miss experiments in the past. Until now there has been small chance of going about the matter scientifically. Farmers have planted a little tobacco here and there and let it grow; but no analysis of soils, no modern ways of cultivation, no perfected methods of curing have entered into the experiment.

Now that the United States has given us an Agricultural Experiment Station there is a chance to make the best of our opportunities. The Station people can tell us where, in the islands, the most promising tobacco soil exists; what seed should be planted; whether or not the growing plants should be sheltered and if so how; and what methods of curing will yield the best results. The way is therefore open to demonstrate what Hawaii's potential tobacco resources are

The best cigars in the world come from islands located near the tropic of me. Drop that cigarette."

Cancer—Cuba and Luzon. The next It fell to the floor as the best come from Mexico, through which the same tropic passes, and from Florida, which is near the tropic. matra, on the Equator, is productive of a fair cigar, but nothing As Hawaii is just within the tropic of Cancer, we may assume that climate is in favor of our tobaccogrowers; the unsettled factor being soil. Upon this the attention of the Experiment Station is now concentrat-

The idea of raising good tobacco here is full of possibilities. When it is remembered that the export value of Cuban cigars is about \$4.000,000, the money in making a Hawaiian cigar of equal worth would amount to difference between hard times and

ALGAROBA GRIST FOR STOCK.

Paul Isenberg's idea of working up dgeroba beans into ground feed, as a substitute for imported forage of much higher price and inferior worth, seems to be entirely practical. The Agricultural Department of the United States declares that the bean reduced to a flour or grist is the most nourishing food for cattle it has yet found. That being true it follows that Hawaii has anything like the quantities now stored. All that is necessary is to gather the beans and grind them, whereupon they are ready for use.

not enough to feed the beans in their natural state, though cattle thrive on them as they are. the pod is nutritious, the best part, that which will make the most beef and milk, in cows and put horses in the best condition is neither chewed up nor digested by the stock. To get all the algaroba has to offer, the inner tough pulp and hard seeds must thoroughly ground with the pod, and

then the perfect forage is produced. Mr. Isenberg intends, as we understand it, to buy all the beans in sight, dry and grind them and put them on the local market. That means a new industry, lower prices, keeping money at home and better fed stock. cess for such an undertaking will be well-deserved.

DAVIS MAKES **ANOTHER SCENE**

The rigors of dengue are of little account to Judge Davis when he feels that Judicial matters need his attenin arresting over 800 of the Kisheneff tion. Perhaps it was the question of a salary and who was the first magistrate of the police court that stirred him up, but anyway he appeared at the courtroom yesterday morning to the utter surprise of everybody who thought he was sick in bed, and announced his attention of holding court. As Judge Dickey was supposed to be on the bench there were rumors of a judicial row when the two Judges came together, but nothing of the kind occurred.

The cause of all the trouble was an order issued by Governor Dole before leaving for the other Islands, appointing Dickey first magistrate with a monthly salary of \$250 and Davis lesser light, with a salary of \$125 a month. When this news reached Judge many years ago, cost us the friendship Davis he straightway arose, cast aside of Austria. The money Americans the trappings of sickness and made the trappings of sickness and made for court, arriving there much earlier been used in building up trade with than usual. In fact neither Chilling-the Austrian empire. But for the good worth nor clerk Zahlen was an hard worth nor clerk Zablan was on hand. sense of the President, this country Judge Dickey's clerk offered his ser-might long ago have gone into a Don vices which were promptly refused save the Armenians from the conse- and a police officer installed for the quences of their own misdeeds. A de- time. Court was then opened and the cases proceeded with.

In course of time Judge Dickey appeared on the scene and experienced a decided shock when he discovered things in full operation. He had come down from Tantalus to open court, but found himself as much out of place try that every nation has its outbreaks and as little needed off the bench as of purely domestic outlawry and that Judge Davis is on the bench. There not for diplomatic arrest. Suppose when an Evansville or Chicago mob breaks loose or negroes are burned at ing to let matters take their own course until the return of Governor Dole, "If Judge Davis prefers to do most of the work for the smaller salstart the war fever in a moment. Fifty ary," said Judge Dickey, "I am entirely willing that he should. I certainly expect to draw the salary of the first magistrate so far as I know. Judge Davis and I will not have any clash. I am willing to wait and let things go as they have before, until the return of the Governor."

The crisis has evidently passed so The crisis has evidently passed so stabbing a man in a drunken row far as Dickey is concerned, but Davis has the following to say:

Stabbing a man in a drunken row the laborers camp at Moanalua Moanalu

"I was directed by the Governor to attend to the criminal cases and I shall certainly continue to do so until after the Governor's return. There is no such a thing as the first or second court. It is simply the first and secif it could produce a high grade of ond magistrates. If Judge Dickey desires the larger salary he can have it but he cannot have this court, for I hit- will attend to the business in the police court."

From the bench Davis took an early opportunity to make things pleasant and homelike for those about him.

The Chinese clerk to Judge Dickey came in soon after court began. He carried an unlighted cigarette in one hand as he went to the clerk's desk after Dickey's court record.

"You can't smoke in here," said Da-"I am not smoking," was the reply.

"Your cigarette is". "No, it isn't."

"I want you to understand this is my court. You ain't my clerk. You can't smoke in here and I won't have it. Nobody can run this court but

It fell to the floor as the frightened celestial sped from the room.

There was a short silence in which one could have heard a hammer drop, and then came another burst.

"Put that man out," exclaimed the weird Judge, glaring out towards the rear of the courtroom. Everybody jumped including Tom Lucas who was standing towards the back of the room in his shirtsleeves and who was the person to whom the Judge was directing his remarks. Officer Dan Renear walked up to Lucas who slowly started for the door where he stopped.

"Officer, if that man does not get out, remove him," ordered the court. As the vision of Lucas faded through the doorway, some one who must have been a barber muttered in an under-

NEW MANAGER FOR SISAL COMPANY

Mr. B. H. Smith has been appointed as manager of the Hawaiian Fibre Co.'s sisal plantation at Sisal to succeed Mr. A. H. Turner who resigned recently. Mr. Smith is a cousin of B. F. Dillingham and is well qualified in every way for the new position. He has already taken charge of the plantation and everything is going along smoothly. Additional land is being cleared and will probably be put in sisal next season. A meeting of the directors of the company will be held Monday to consider further plans for enlarging the undertaking.

A SCAR from a burn or scald is often dreaded more than the pain that is inflicted. Chamberlain's Pain Balm heals the injured part in less time than any other treatment and unless the injury is a severe one, no scar will be left. One application gives relief. Try it. All Dealers and Druggists sell it. Benson, Smith & Co., Ltd., Agents

LOCAL BREVITIES

(From Wednesday's Daily.)

Mrs. R. M. Overend has gone to Kaual to visit Mrs. Andrew Moore for a month.

Joseph Santos, of Trinidad, was made an American citizen by Judge Estee yesterday.

A. W. Seabury, of the Oahu Ice Company, is ill with lung trouble at

his home in Liliha street. Mrs. Chas. H. Crane leaves in the Alameda to visit friends on the Coast and will be absent six weeks.

Judge De Bolt gave juogment on a \$125 with interest in favor of M. J. Martins against Geo. H. Moore. Dr. W. J. Galbraith, lately of Honolulu, is now chief surgeon for a copper company at Cananea. Sonora, Mexico.

Albert Raas, acting French consul, held a reception yesterday afternoon in honor of the fall of the Bastile anniversary. The Eagles will hold their regular meeting tonight at 7:30 o'clock in San Antonio Hall for the transaction of

such business as may be brought up before the society. Resolutions in memory of the late First District Magistrate, W. Luther Wilcox, were presented in the District

Court yesterday by the committee therefor appointed. Charles R. Frazier has received a congratulatory letter on his Hawaiian handbook from R. P. Schwerin, vicepresident and general manager of the Pacific Mail Steamship Co.

Japanese sake importers in Honolulu are living in hope of recovering half million dollars through a decision they may obtain in their favor from the Board of General Appraisers, New York.

Chief Justice Frear informed Mr. Judd of the Bar Association committee that the memorial resolutions on the late Judge Wilcox might be presented before the Supreme Court when it next sat, the 27th inst.

News was received in the Nipr Maru's mail that Lam Ching Wa, wealthy Honolulu merchant who captured by pirates on the Si river June, has been released. The dist wherein the outrage occurred has be fined \$500 by a judge.

Caretaker R. J. Greene is restor the Secretary's office to its normal c dition after investment by the Ser for more than four months. The fi needs a fresh coat of paint and shell and when this has a day to dry S retary Carter will be able to resu Territorial business at the old stand

Timura Kontaro was brought in fr Ewa by Officer Jos. Leal yesterd and held at the Police were holding a celebration, which en ed in the usual way. The police we unable to locate the man until Tu day, and he is held at the station hou for trial today.

(From Thursday's Daily.)

A. W. Seabury of the Oahu Ice wor

Next Sunday's band concert will given at the Capitol grounds instead Makee Island.

W. S. Fleming has been appoint Assistant Attorney-General in succe sion to Philip L. Weaver, made Jud of the Land Court.

The Icoquois, Captain Rodman, 1 early yesterday morning for the oth Islands with Governor Dole and par The Iroquois will probably return Tuesda; next.

A reception will be given to Dr. a Mrs. Meserve and Rev. John P. Er man this evening at 7:30 in the lectur room of Central Union church, to which the congregation and friends are cordially invited.

Plans are being prepared for the National Guard Hawaii armories which the Legislature appropriated money. That for Honolulu is designed to be erected in the corner of the Capitol grounds at Hotel and Likelik streets.

Judge De Bolt approved the accounts of George R. Carter, administrator of the estate of I. N. Hayden, but at Mr. Carter's request deferred his discharge until an agreement is made among the creditors for a pro rata division of the

Born to Mr. and Mrs. A. E. A. Mott-

Smith, July 16, a son. Senator Cecil Brown, after illness since July 4, was able to come down town yesterday.

Captain U. S. G. White, acting commandant of the naval station, is out again after a severe illness. George Lycurgus, proprietor of the

Union Grill, is expected back shortly from a prolonged visit to Greece. A courtroom for Judge Weaver of

land registration court has been fitted up next to the stenographers room in the Judiciary building. Honokaa plantation is to open a

store of its own, under the manage-ment of Harry T. Broderick, for two years past bookkeeper for the Parker ranch.

C. F. Peterson states that he is not a candidate for the District Judgeship. The use of his name in that connec tion has interfered with his private practice. A. F. Judd is also out of it.

Among those who have taken living coms in the Aiex. Young hotel are Judge and Mrs. Estee, Justice and Mrs. Galbraith, U. S. Marshal Hendry, Dr. and Mrs. Taylor, Dr. and Mrs. Day and Dr. Miner.

The Star adds the name of Editor F. J. Testa of the Independent to the list of "availables" for District Magistrate. It is not stated whether Bro. Testa is willing to bow the knee for the approval of the Republican Central Committee.

By deed of trust the property of the American mission in Hawaii is to be transferred from the control of parent body, the American Board of Congregational Foreign Missions, to the Hawaiian Board of Missions, which has been in exclusive contro of the work for many years. W. O. Smith and F. J. Lowrey will be two of the trustees.

Catarrie

is a discharge from the mucous membrane of the nose, throat, stomach, bowels, etc., when kept in a state of inflammation by an impure condition of the blood and a want of tone in the system.

Soothe the inflamed membrane, strengthen the weakened system, and the discharge will stop - to do this purify the blood.

"I was troubled with catarrh for years and tried various remedies but found nothing that would cure me. I then resolved to try Hood's Sarsaparilla and took four bottles which entirely cured me. I have never been troubled with catarrh since. As a blood purifier I can find nothing else equal to Hood's Sarsaparilla." William SHERMAN, 1030 6th St., Milwaukee, Wis.

Hood's Sarsaparilla

Cures catarrh radically and permanently-removes its cause and overcomes all its effects.

Accept no substitute.

BUSINESS CARDS.

H. HACKFELD & CO., LTD.—General Commission Agents, Queen St., Hono-lulu, H. I.

". A. SCHAEFER & CO.—Importers and Commission Merchants, Honolu-lu, Hawalian Islands.

LEWERS & COOKE.—(Robert Lewers, F. J. Lowrey, C. M. Cooke.)—Import-ers and dealers in lumber and build-ing materials. Office, 414 Fort St.

HONOLULU IRON WORKS CO.—Ma-chinery of every descrition made to

HONOLULU STOCK EXCHANGE.

NAME OF STOCK	Capital	Val	Bld	Aux.
MERCANTILE				
G. Brewer & Co., Ltd	1,000,000	100 60	:::::	
BUGAR				
Kwa. Haw. Agricultural Co Haw. Com. & Sug. Co Haw. Sugar Co		20 100 100 20 100	20	21 240 24 105
Honokas Haiku Kahuku Kihei Pian, Co., L'd Kinahulu	2,000,000 500,000 500,000		****	
Kolos	180,000	20 50 100 100	==	18
McBryde Bug. Co. L'd. Oahu Sugar Co. Onomea	8,500,000 8,600,000 1,000,000			100
Olas Bross Co Tto	500,000	20 20 20	714	2816
Pasuhau Sugar Plan- tation Co.	5,000,000	100		
Paia	750,000	100 100 100		175
Pioneer	4,500,000	100 100 100 100		100 50 800
STRANSHIP CO'S				30102
Wilder S. S. Co	500,000 600,000	100 108	::::	::::
H. R. T. & L. Co. Pfd. Hon. R. T. & L. Ct. C.	500,000	100	••••	110
R. A. T. Co	1,000,000 150,000 4,000,000	100 10 100	90 17	96
Hilo R. R. Co	50,000	• • • • • • • • • • • • • • • • • • • •	17	• • • • • • • • • • • • • • • • • • • •
Hilo R. R. Co. 6 p. c Hon. R. T. & L. Co.			97	
Swa Pl'n 6 p. c.			100	
1001. M. T. & L. Co. 5 P. C		=:	100	0436
Valalus Ag, Co, 6 p. c. Kahuku 8 p. c			100	0034

SALES BETWEEN BOARDS. Seven thousand dollars O. R. & L. Co., bonds \$104.

DIVIDENDS.

Pepeekeo, 2 1-2 per cent; Oahu, 1-2 per cent; O. R. & L. Co., 1-2 per cent; Walluku, 2 per cent.

METEOROLOGICAL RECORD. By the Government Survey, Published Every Monday

Day		BARON.		THERM.			Hoz	Clouds	Wind.	1_
	inly		8 p. m.	Min.	Max	mall to	Tomidity .	da	d	force,
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Barometer corrected to \$2 F. and sea level, and for standard gravity of Lat. 45, This correction is—06 for Honolulu.

TIDES, SUN AND MOON.

Tues 14 6.42 1.5 7.04 6.58 12 17 5.26 6.45 10 07 Wed., 15 7.21 1 3 7 55 1.32 1.24 5.26 6.45 10.47 Thur. 16 8.67 1 1 9 00 2 11 2 55 5 27 8.48 11 25 Frid. 17 10: 15 1 2 9 10 2 56 4 34 5 27 6 4 a.m. 5at... 18 11.20 1 5 10 36 8 52 6 11 8 28 6 44 0 07 Sun.. 19 12.18 1.7 11.56 4 50 7 29 5 38 6 44 0 52 Mon.. 20 1 07 1.9 5 46 8 24 5 28 0 44 1.42 Last quarter of the moon on the

Times of the tide are taken from the United States Coast and Geodetic Survey tables.

The tides at Kahului and Hilo occur about one hour earlier than at Honolulu. Hawaiian standard time is 10 hours se minutes slower than Greenwich time, being that of the meridian of 157 degrees 20 minutes. The time whistle blows at 1:30 p. m., which is the same as Greenwich, hours 0 minutes. Sun and moon are for local time for the whole group.

A sale of \$7000 in O. R. & L. Co. bonds was reported between boards on change yesterday. O. R. & L. Co. and Change yesterday. O. It. a 11 co. one Oahu Sugar Co. paid a half of one per cent monthly dividend, and Wai-luku a two per cent. Pepeekeo Sugar Co. paid a dividend of 2 1-2 per cent, non-periodical.

BEAUTIFUL IAU VALLEY

The Argument Is On In Water Contest.

A. S. Hartwell personally conducted a mental excursion into the beautiful Ino Valley, Maul, before Judge De Bolt yesterday afternoon. This was in his opening of the argument for plaintiff in the water rights injunction suit of Hawaiian Commercial & Sugar Co. against Walluku Sugar Co. W. O. Smith was present and announced by Mr. Hartwell as associate counsel for plaintiff. W. A. Kinney appeared for

"Do you desire to put on any additional evidence, gentlemen?" the court

"Here are 990 pages," Mr. Smith answered, tapping a pile of taped bundles of legal cap paper.

There were sheaves of memoranda. including unbound sheets of Vol. 14 Hawailan Reports, under Judge Hartwell's hands, while on the clerk's table maps and deeds and Commissioner J. F. Brown's formidable report just

Judge Hartwell, in his opening, laid great stress upon the importance of the court's having a clear vision of the topography of the Wailuku river's watershed. And he described that beauteous landscape with a deftness of word painting which would not have discredited Bayard Taylor or even Washington Irving. The task was lightened to some extent by Judge De Bolt's saying, in arswer to a question, that he had been privileged, in propria persona, to have visited Wailuku.

One of the first things to argue for the plaintiff was that the controversy was not res adjudicata, or settled previously to a finality in the courts. These points were urged as having been settled:

That surplus water was that which was in excess of water used by those having prescriptive rights thereto and which if not utilized by others would

That former decisions related to surplus water and did not affect the present contention that the Walluku Sugar Co., was using water to which it did not, but to which the Hawaiian Commercial & Sugar Co., Ltd., did, have prescriptive rights.

That while both parties owned lands having from early times prescriptive rights to water from Walluku river, the Wailuku Sugar Co. was diverting

That certain rights the Walluku Sugar Co., claimed now had been obtained since the beginning of the cause of the present action. This referred to the Walkapu purchase.

It was related by Judge Hartwell against the Hawaiian Commercial & certain land, had been compromised after Baldwin and Castle obtained the control of the H. C. & S. Co.

Judge Hartwell will conclude his address this merning, to be followed by mi Kinney for the defendant.

Commissioner Brown yesterday filed his account 'or services, charging \$2,-040 or \$20 a day for 102 days on his ow, account and \$963.90 expenses. .

DUTH STREET INJUNCTION.

Henry E. Cooper, Superintendent of Public Works, and Charles B. Wilson, Road Supervisor, have find an answer to the amended complaint of Kapiolani Estate, Ltd., for injunction on South street improvement operations.

They allege that all the land in question is and has been from time im-Hawaii and its predecessors, in fee simple, as Government land, and defendants further allege that said Government of the Territory of Hawaii is entitled to the exclusive use and possession of said premises.

They deny that they or either of them, together with a large force of men by them employed or working under their order or authority, are now engaged, or ever were engaged in an unlawful attempt to take possession of the premises in question on South street.

Defendant Wilson admits that he took possession of the premises in his official capacity, for the purpose of constructing and macadamizing the

westerly line of said South street. Defendants say they at no time broke, or removed, or caused to be broken or removed any valuable fences or cut down or uprooted any valuable ornamental trees or shrubs, or trespassed in any way upon any of the lands or property of the plaintiff, but that all work was done by them within the public highway of South street in repairing and improving such highway and upon land belonging to the Territory of Hawail.

DR. CARTER'S CHILDREN.

Edgar Henriques petitions that he be appointed guardian of Thomas J., Henry C., William L., Eunice K., Beatrix K. Albert B., Harriet K. and Richard N. K. Carter, minor children of Albert B. Carter ranging from fourteen to three years of age. It is stated that the minors are entitled to a two-thirds interest of the income under the trust created by the will of Margaret V. Carter, deceased, which amounts to \$1000 a year and to which they are entitled in equal proportions.

REDWARD'S DEBTS.

A. Harrison Mill Co., has brought an action to enforce a materialman's lien for a balance of \$3906.26 against F. H. Redward, contractor, and F. M. Swanzy, owner,

Constant Sterling, paper-hanger and painter, has brought an action to enforce mechanic and materialman's lien for \$957.48 against F. H. Redward and F. M. Swanzy.

THE SPRECKELS SUIT.

Deputy Sheriff McGurn served the summons in the big ejectment suit of Emma Claudina Spreckels Watson against Claus Spreckels on W. M. Giffard, attorney in fact for Claus Sprec-

VARIOUS ITEMS.

Manuel S. Deponte has been licensed by Judge De Bolt to practice law in the lower courts. He is a citizen of the Territory, was educated at St. Louis college and Oahu college, and taught school at Makawao, Maul.

Pacific Mill Co. makes answer of general denial to the complaint of En-

terprise Mill Co. American Bridge Co. vs. Hawaiian Engineering & Construction Co. is dis-

DIVORCE CASES.

Charles Blake has moved to quash summons in the divorce suit his wife has brought.

Lorrin Andrews, attorney for libellant in the divorce suit of Harry W. Flint vs. Nina I. Flint, has filed exceptions to Judge De Bolt's dismissing of the bill.

UNLIMITED

Readers of the Advertiser ought not to entertain the error that Hawaii is to have a building of its own at the St. Louis Exposition. The abandonment of that project has been related small concern, with a capacity of 10 by this paper before.

Even without a building to equip such water to land a mile away which never had prescriptive rights thereto. is none too much time left for preparation between the left for preparation is none too much time left for preparation between the left for preparation is none too much time left for preparation in the left for preparation is none too much time left for preparation in the left for preparation is not preparation. tion if an attra-tive and comprehensive display is to be made. A member railroad might be obtained by the apof the Exposition committee said yesterday that advices from the management of the fair were to the effect that it would be necessary for an applica that the suit of Claus Spreckels tion to go forward soon for a definite area of space required for the Hawai-Sugar Co., on his claim of personal ian exhibit. The alternative is a liaownership of water rights vested in bility of being shut out altogether or else squeezed into an insignificant niche.

> Another requisite that is recognized is the early appointment of the commissioner to have charge of the exhibit. Whoever it may be, he ought to share in the work of assembling the exhibits from the start, so that he may be familiarized with every division and its component articles before shipping, lo. to t and equip himself with a catalogue showing the contents of different packages as identified by marks

Everything should be ready to ship, and the commissioner to start, for St. Louis not later than the first of January. Making allowances for delays in Insane Asylum, I beg to make the fol-transportation and a variety of imped-lowing report and suggestions, fments almost certain to be met on the ground, three months is not too memorial owned by the Territory of long a time for getting there with the exhibits and installing them in good

Kapiolani Estate Offices.

The Kapiolani Estate, Ltd., has handsome offices in the new building named after its patronymic of revered memory. They occupy the corner looking out on King and Alakea streets, also having a view of Capitol square. The directors' room is spacious, well furnished and decorated with pictures many of which have much historical interest. A bust of King Kalakaua occupies a corner.

public business office, with bank-screen counter, and the manager's private office, both lead into the direc-tors' room. There is a fine and burglarproof vault in the manager's office, modern fittings such as initialed boxes for documents. Opening out from the private office hallway are a bathroom

a small lavatory room. Altogether it is one of the suggest business suites in town as well as one of the most elegant.

INSANE ASYLUM REFORMS ARE **INAUGURATED**

The Board of Health Is Not Favorable to the Proposed New Asylum Site.

There was a long order of business, including some matters of great public interest, gone through with by the Board of Health yesterday. Conditions at the Insane Asylum received practical FIRE CLAIM MONEY attention, incidentally bringing up the question of a new site for rebuilding upon. The Molokai transportation and paiai contracts were awarded. Tuberculosis amongst cattle on the other side of this island was pointedly brought to the attention of the meeting. The Board's pay roll was reviewed and the annual visit to the Leper Settlement discussed, besides which several other matters of more or less popular concern were considered.

Those present were: Dr. C. B. Cooper, president; Dr. W. H. at the close of business that the total Mays, E. C. Winston, Fred C. Smith, Mark P. Robinson, members; payments aggregated \$750,000. C. Charlock, secretary; Miss Mae Weir, stenographer.

having been informed from previous meeting that there was no appropriation. The offer was accepted.

TRANSPORTATION CONTRACT. The tender of Wilder's Steamship Company for freight and passenger service to the Leper Settlement, with a letter relative to the freight service,

was received and on motion accepted. The tender was "for a freight and passenger service for a period of six months ending December 30, 1903, between Honolulu, Kaunakakai, Kamalo, Pukoo, Halawa, Wailau, Pelekunu and Kalaupapa (Molokai); Lahaina (Maui), and Kahalapalaoa (Lanai), by a passenger steamer, for the sum of fifty dollars (\$50) per week. Service to be made weekly; the rate of service to consist of a call of once a week at the ports named, excepting that should the state of weather prevent the landing of paial at Kalaupapa on the first call, second call is to be made at Kalaupapa for the purpose of landing paiai,

weather permitting."

In the company's letter, by C. L. Wight, president, it is stated that if the understanding is correct that the Board had contracted with the Parker ranch for the delivery of cattle at the Settlement for two years, that portion of the contract would be waived. The tender is further made subject to the condition that the steamer receiving the contract shall be paid the subsidy of \$50 a week additional granted by the Legislature for a common carrier service between Honolulu, Molokai, Maul and Lanai by a passenger steam

As already reported in the Advertiser it is the intention of the company to place the coming new steamer of its

TANNERY PROJECTED

W. H. Heine wrote for permission to locate a tannery somewhere in the vicinity of Honolulu. It would be a to 20 hides a day.

Dr. Cooper remarked that while a tannery was not supposed to be an in-

It was suggested that a site down the plicant and the matter was left to dealt with by Dr. Pratt, chief health officer, on his return from Hawaii.

NEW FISH MARKET.

Mr. Robinson orally reported for the committee on Wong Leong's application for leave to open a fish market The enterprise appeared to be under promotion by the same parties as were represented in the scheme of W. C. Achi previously before the Board.

Dr. Cooper repeated what he had said at last meeting on an application of the same kind from Hilo, that the Board had nothing to do with the site of a private market. Its jurisdiction began with the regulating of the sanitary condition of such a place.

On the president's suggestion the matter was referred, like that from Hito the Superintendent of Public

THE INSANE ASYLUM.

Dr. Mays read the following report of his own from the Insane Asylum committee, on which action was taken as noted below: "As chairman of the committee

"I find that the attendants work in eight-hour shifts. This is a custom to

be condemned. Attendants should do their regular day's work and be relieved in the evening, as in all hospitals, by the night attendants

a substitute to temporarily fill their

place. This is a custom also open to

criticism. The selection of an employe,

either temporary or otherwise, is a duty and a responsibility that belongs entirely to the superintendent. "The names of all persons employed in the Asylum under pay, temporarily or otherwise, should ap-

made by the superintendent without

the proper voucher therefor. "Turning to the women's department there is much that needs to be done. First and foremost is the urgent need of a matron of the institution, in whose hands should be intrusted the internal management of the female department together with the supervision of 35 female inmates and their attendants. I am aware that there is no appropriation for the salary of such an official, but I feel it my duty to call attention

world could be found where insane amount went to the Japanese and Chi of things here. It is true, the atten-dents are on the alert to keep the fe-ment. male patients at their ground, and the male patients at the other side, but that does not sufficiently remedy the evil. The only way to do so is to construct a board fence across the recreation ground and continue it so as to enclose the whole female department.

"For the protection of the patients, the windows of the female wards 18quire to be barred. One of the dormitories, containing six beds, is en'rely without bars, the windows offering ev ery facility for ingress or egress,

"Putting the several recommenda-tions into the form of a motion, l

THE ACTION TAKEN.

eight-hour shifts for attendants be abolished at the end of the present month, and that a system of day and night service be substituted therefor. Referred to Dr. Malster, superinten- THE BOARD'S TRIP

"2. That the attendants be no longer required to provide a substitute for temp. rary absences, that duty belong-ing to the superintendent." Adopted.

"3. That the superintendent shall see that the pay roll fully sets forth the names of every person employed, with the amount due to each person." As the law requires this, no action was deemed necessarry.

"4. That a matron be appointed, if any way can possibly be found to do is the Board's intention to give a mediso, preferably one who has had exper-ience in insane asylum work."

Carried.
"5. That a six-foot board fence be erected, enclosing the female departand the female recreation ment ground "

Deferred till next meeting. "6. That bars be placed on all the mitories."

Adopted. NEW ASYLUM SITE.

Incidental to the foregoing, the question of a site for the new asylum buildings provided for in the loan appropriations by the Legislature discussed.

day as having been as good as selected The fruit is very fine. The Hawaiian did not seem to meet with any favor. It was objected to it that, being in the Fruit and Plant Company are shipping path of city expansion as well as lying between Honolulu and the Pearl Harbor naval station, the location ultimately come to lack the desirable quality of privacy. With the railway on one side and the electric car line on the other it would not have essential element of quietness. Moreover, the projected hotel ranch at the Road Supervisor should have appeared Herbert place would be in too close proximity.

The / sylum committee was advised to keep an eye out for a site and as-certain what government land might be available therefor.

TUBERCULOSIS IN CATTLE. A letter dated July 14 was received

from C. Bolte, saying: "I have received on my Heela ranch

cows from Mr. H. R. Macfarlane's Abulmanu ranch. Twelve of these cows died during the six months from December to June, Dr. Monsarrat examined the eleventh cow and declared tuberculosis to be the cause of its death. Parts of the lungs of the elevitals, by the night attendants.
"Attendants wishing leave of absence herewith. On June 22 Dr. Monsarrat have hitherto been allowed to provide examined the remaining 14 Ahulmanu cows and I understand that he found seven of them to be tuberculous. Will you, please, inform me whether Dr. Monsarrat's diagnosis is correct, and. so, instruct me as to what I am to do with these seven sick cows?" President Cooper gave the opinion that

was necessary to get at the bottom this trouble. On his suggestion it of this trouble. pear on the monthly pay roll. No dis-bursement, however small, should be ough investigation n his return to Ho-

VARIOUS MATTERS.

A resolution defining the duties of he president, which the legislature neglected to do while changing the status of the office, was referred to a committee including the Attorney Gen al and Attorney Ka-ne.

Upon the report of a committee of the medical members it was decided to fumigate inter-island steamers once in

S. Keliinoi and D. Pali were award-

ed the contract for supplying paint to the Settlement, their tender for 80 cents the 25 pounds f, o. b. being the most favorable out of six. The cost will be about \$960 a month and a bono in \$10,000 will be required.

er was acted upon as elsewhere report-

In the reading of the pay roll a ques-In the reading of the pay roll a ques-tion was raised about a parent par-tiality to certain government physi-cians. The answer was that the Legis-lature had fixed the salaries in those

VISIT TO MOLOKAL

With regard to the annual visit of the Board of Health to the Leper Settlement details were left to be arranged by the president, but it was voted as the sense of the meeting that only members of the Board and Government officers having business should form the expedition. The reasons given were that the Legislature's visit with a large train of outsiders had taken place recently, that it was desirable to have the official inspection unlampered by a crowd and that the accommodations were limited.

NEARLY ALL PAID

Three-fourths of the million dollars for the reimbursement of fire claimants has been paid out by the First National Bank. Cashier Cooper stated vesterday

The taking up of the bonds authorized by Congress is keeping pace with the payment of the cash. Two-thirds of HILO VETERINARY INSPECTOR.

Wm. H. Jones, D. V. S., by letter offered to serve as veterinary inspector for Hilo without compensation, he hands a singular absence of the \$325,000 issue authorized has been such measures for the protection taken in payment for the Territory's and seclusion of these hapless creat-share of the fire claims. Yesterday ures as their sex entitles them to. Per- Registrar Hapai annou ced that \$210,000 haps no other place in the civilized in bonds had been sold. Most of this patients of both sexes are turned out to nese claimants, but many individual occupy all day long the same recreational claimants availed themselves of the occupy all day long the same recreation ground. Yet such is the condition to waiting for their sale by the govern-

NEW ASSISTANT FOR ANDREWS

Noah Aluli has been appointed as assistant in the office of Attorney General Andrews, his commission to date from August 1st. Aluli was assistant clerk in the Senate during the regular and extra sessions. He is a graduate of the Michigan University at Ann Arbor and was admitted to the bar in That the present arrangement of that State. He has also been admitted by the Hawaiian Supreme Court.

TO MOLOKAI

The annual visit of the Board of Health to the leper settlement will be made on Saturday. The Lehua was chartered yesterday to convey the party to Kalaupapa. The visit will probably be more extended than usual as it cal examination of such persons where the first diagnosis was somewhat doubtful.

Wahiawa Notes.

Many residents of Honolulu are enjoying the bracing air of Wahlawa. all contracts. L. E. Pinkham was apwindows of the female wards and dor- The Christian Association cottages, which, by the way, are very neat and ozy, are occupied most of the time. Miss Harriet Needham returns to Ho-

nolulu today, after a week's visit at the colony the guest of the Misses Clark The Hawalian Pineapple Company canned their first fruit vesterday, the The site at Kalihi reported the other 13th. They will have a busy summer.

> a fine lot to San Francisco. Mr. Eames is hauling cane to the would Waialua mill, very good cane grown without irrigation or fertilizer.

> > In the official advertisement of the alary bill yesterday the salary of the at \$1200 instead of \$10,036.50.

SCOTT'S EMULSION

is for babies and children who are thin and pale when they ought to be fat and ruddy; for men and women from August to October last year 26 who are weak and delicate when they ought to be strong and hearty-for all who are not getting proper nourishment from their food.

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a large percentage of alcohol. Scott's Emulsion has been the reliable cod liver oil preparation for over a quarter of

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TRANSPORTS

The Builders and Traders Are On Record.

The Builders and Traders Exchange added its voice yesterday evening to the general petition by Honolulu Commercial bodies that the United States transports be ordered to again make this a port of call.

A letter to the Secretary of War was drafted and unanimously approved, the exchange establishing a new precedent by ordering that it be given to the press. The petition to be sent to Secretary Root is as follows:

Honolulu, July 16, 1903. To the Hon. Elihu Root, Secretary of War, Washington, D. C.

Sir: The Builders and Traders Exchange of Honolulu, Territory of Hawail, would respectfully petition that the United States transport service continue to forward its steamers via the Honolulu route to and from the

Philippine Islands and the Orient. The inducements to the Department in evidence are, the favorable weather conditions by this route, cable communication at three Pacific Island stations, free harbor and dock facilities, ample depth of water and safety, ample facilities for repairs, coat supplies and particularly the upbuilding and maintaining of resources for repairs and supplies in his most strategic point in the Pacific and by retention here in time of peace of the skilled mechanics and labor necessary to serve the needs of the United States in time of war.

In turn we, citizens of Honolulu, employ ninety per cent of the skilled labor, believe we should be entitled to all possible governmental support in maintaining an aggressive up to date community, such as will enable us to strengthen the position of the United States to a far greater degree than any other city of its size under the American flag. Certainly the patronage of the government may be of more than temporary benefit to both itself and the citizens of Honolulu in continuing the transport service via the Honolulu

Very respectfully. THE BUILDERS AND TRADERS EXCHANGE.

By its President, A. GARTLEY.

CITIZEN LABOR. There was a general discussion of the agitation inaugurated by the Exchange for the use of citizen labor on pointed a committee of one to visit Supt. Cooper in regard to the work on the Kapiolani Maternity Home. It was stated at the meeting that alien labor is employed on the building, and that the Maternity Home receives an allowance from the government. This it is claimed makes the hospital amenable to the new law passed by the legislature prohibiting the employment of any but citizen labor on public

works. A new system of collection was adopted by which all members of the exchange secure the services of the secretary for this purpose for a nominal charge.

PROGRESS OF THE RAPID TRANSIT

Work on the new Kaimuki line of the Rapid Transit was started by Lord and Belser this week They have the contract for doing the excavating from the Manoa street out towards Waianae to the crest of the hill. The Rapid Transit is doing all the work of laying the road from the present end of the line to the Manoa stream and expect to have the track laid as far as the stream by the time the contractors have their part of the work fin-

Lord and Belser have sixty-five days in which to do the work, and it is not at all unlikely that they will finish be-fore the expiration of the time allotted. The end of the new line will be nine thousand, five hundred feet from where the line ends now, at the baseball

The line along the waterfront Manager Ballentyne hopes to have in running order the latter part week. It is finished from the point where the King street line cross-Nuuanu stream along the waterfront to the corner of Allen and Alakea streets. The rest of the line from there along Allen street to the Hope iclu Iron Works is now in process of construction. When ovened for business the Alakea street line will end at the Fishmarket, connecting with the

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GOOD MEN

To Take Positions in Widely Sundered Lands.

On July 11 the employes of Ewa plantation gave a farewell dance complimentary to Mr. and Mrs. D. B. Murdoch and Mr. J. C. Penny. The pavili-are some aspirants and there are some

occasion and all enjoyed themselves to their owners. the full. Dancing was kept up until the full. Dancing was kept up until midnight and under the eye of David half. Douglas, the veteran M. C., nothing lagged. The music was supplied by lan interpreters in the higher courts, the Ellis club and was much appreciate has warm advocates. He is recom-

in a happy speech, presented Mr. Mursignatures. To Mr. Penny was pre- judgment had not been satisfied. sented a tennis racket with silver four years, leaves to take up a posi- until the \$31,000 is paid." tion under the Queensland Government assisting Dr. Maxwell.

On Sunday a service of praise was held in the plantation church, which was crowded. The Ewa male quartette rendered in perfect taste and harmony a beautiful and varied selection of anthems, and solos were effectively sung by Mr. Renton, Mike O'Dowda and D. Fenton Mann, Miss Craig as u.ual performed the accompaniments on organ and plane. Much praise is due this lady for her untiring efforts in the cause of music on the plantation.

Harry Voss, formerly engineer here, leaves in the Alameda to take a position under W. J. Lowrie in Porto Rico.

KAMALO HAD A HOT TALKFEST

Continued from page 3.) ed to know why a meeting was called when no report was ready.

Dr. Mouritz said the meeting was called without authority, the call being signed by the auditor. Craig said he knew the directors had a thankless job, but they should report, and Dayton said he expected the report to be made, and suggested that the proper way was

Dee said he had reported all he could find as auditor, and his report was in the president's hands. Dayton said he had left it at his office, but would go

Mr. Craig suggested that there ought to be a report from the manager of

Dr. Burgess said he wanted to know first if the meeting was legal and Dee replied that it had been called at the request of Mouritz by the president and himself, as two directors. Dr. Mouritz replied that he had requested a meeting last February, because he was utterly disgusted with the way affairs were run; that he was the largest stockholder, but though he wanted a neeting the call signed by the auditor

The chairman suggested that the only question was as to whether the meet-ing was legal or not. Mouritz said he wanted a meeting, in fact was hungry for it. Mr. Dee suggested that technical objections be waived and that a new meeting be called.

Mr. Craig objected that a week's no-tice was required and Dr. Burgess suggested an opinion from Mr. Magoon. who was present.

"Will he give it for nothing," asked Dr. Mouritz, "He's been 1 aid out of the \$7500," was the reply from back in the hall.

Mr. Magoon did give an opinion then that the meeting was call d by the auditor who had no authority, and that the action of the meeting would not bind absent stockholders. He suggest-ed that in view of the importance of the matters to be discussed that there should be no question of its validity. and that a new meeting ought to be

F. H. Foster suggested that as Mouritz owned a third of the stock he might call a meeting, and Dee said he repre sented a half of the stock. Craig pro-tested to the putting of the question and President Dayton then ruled that the meeting was illegal,

Dr. Burgess suggested a new call for a meeting, and Dr. Mouritz thought the out of town stockholders should be

Mr. Dee asked that a letter be sent to Hitchcock requiring him to be present. Dr. Mouritz suggested August 1st as a meeting night and this was fixed as the meeting night, with Magoon's office as the place.

Mr. McPetridge suggested that a committee of five be appointed to in-vestigate the conduct of H. R. Hitchcock and determine what action should be brought and this was put in the form of motion.

Mr. Cunningham suggested that Dee' report showing a shortage of \$400 was sufficient. The motion to appoint a committee of three was finally carried unanimously. Dee objected as a reflec-tion upon the work of the auditor, but was told on all sides that it was to be was told on all sides that it was to be an investigation of the man and that his report was not questioned. The chair appointed Dr Burgess, cullivan and Dee. Dr. Mouvitz refused to serve because of the feeling that existed between himself and Hitchcock and Cunningham declined for the same reason.

Mr. Dee made another statement

CANDIDATES FOR DISTRICT COURT BENCH VACANCY

Davis, of late acting as First District his favor.

Magistrate, would act as Second Dis-Lyle A. Dickey is referred to as a trict Magistrate until further notice.
This action disposes of the succession to the late Judge Wilcox until after the Governor's return from his cruise in the U. S. S. Iroquois to the other islands.

Inquiries made amongst the legal fraternity yesterday regarding the matter of a permanent appointment to the vacant first city judgeship found on was beautifully decorated for the names put forward without consulting

Gardner K. Wilder has sounded a

Chas. L. Hopkins, one of the Hawai-

At an opportune stage Mr. Renton, duction to \$7,500. He said he accomThe inventory showed the place to be panied the lawyers to court and that doch with an autograph album, in Magcon was the only one who objected which those present registered their to paying out the money because the it was my own individual case," said Dee, "Judge Humphreys would hear shield suitably engraved. Mr. Penny, from it yet. If it was my own busiwho has been chemist here for the past ness that money would stay in court

Mr. Dayton said that the meeting though illegal showed that the stockholders would finally come together in harmony. Upon motion of Dr. Burgess a vote of thanks was given to Mr. Dee for his herculean efforts in behalf of the company.

WOULD DISBAR DAVIS

Mr. Dee made a further statement to the effect that the company needed but \$15,000 to pay its debts, and the directors had authorized him to raise the money and the indications were favorable for this.

"There is one claim against us lawsuit, that of the Hawaiian Hard-ware Co. for \$1,400," said Dec. "Geo. Davis, while acting for the Kamalo Sugar Co., secured information which he exercised against us in this case. ought to have let him gone on and then brought proceedings to have him dis-barred. We put the money in the First National Bank and then took it out where no one could get it. It made a heap of trouble and cost me \$5,000. They wanted to put the company into bankruptcy through Naughton and the Worthington Co."

Governor Dole yesterday wrote a let- mended as a man well versed in both er to Auditor Fisher, informing him languages, of part Hawaiian blood and ter to Auditor Fisher, informing him a well-read man though not a lawyer. A former incumbency of the office, as Magistrate of Honolulu, would act as well as that of Marshal of the kingdom First District Magistrate, and Geo. A. under the monarchy, is mentioned in

matter of course candidate by claim of promotion.

Chas, F. Peterson has earnest backing as a lawyer, a young man born here and, like Mr. Hopkins in those respects, a former occupant of the magisterial bench and one versed in Ha-wailan as well as English.

A. F. Judd was born to the law, being a son of the late Chief Justice, and his equipment parallels that of Peterson in all save former experience in the

The name of E. P. Dole, lately At-

torney General, is also mooted. "So long as it is not Davis," was the conclusion of the answer of a majority of the lawyers quizzed on the subject, whether they had a favorite in mind or were otherwise indifferent.

worth \$110,000 This ended the meeting and adjourn-

ment was taken to August 1st, a new call for that date having been issued.

Dividing Up the Available Funds. (From Thursday's Daily.) Heads of departments came together yesterday to apportion the money they might respectively expend under cur-

rent account appropriations for the present quarter. Treasurer Kepolkai informed the conclave that the amount available would

be \$75,000 a month. It was agreed that the Superintendent of Public Works should take \$180,-000, or \$60,000 a month. Some of this allowance has already been expended and there are contracts under way which will take a good deal more. The Department of Public Instruc-

tion was allotted \$24,000 for the quar-The Board of Health wanted all that

was coming to it, but will doubtless be satisfied with what will pay bus accruing in the three months.

Attorney General Andrews was not present at the consultation, but said afterward that his department would have to obtain its necessary expenses.

NOT A MINUTE should be lost after a child shows symptoms of cholera infantum. The first unusual looseness of the bowels should be sufficient warning. If immediate and proper treatment is given, serious consequences Mr. Dee said further that he may go an injunction which saved the company, and after he had done that Mc-pany, and after he had done that Mc-pany, and McClain wrote to him

and asked him to do it, not knowing it their children's lives. Every household was already done. He said further that should have a bottle at hand. Get it there were four purchasers in the field today. It may save a life. All Dealers for the plantation and there was a chance for everyone to get fifty cents & Co., Ltd., Agents for Hawali. The Planters' Monthly

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THE DENGUE

Doctors Do Not Appear Much Concerned About It.

Government physicians for 14 out of 23 districts reporting to the Board of Health for June state that dengue fever has been a prevalent disease in their respective districts. Some of them seen not to regard the fact as serious for under the question as to the general public health they answer it is

Dr. P. R. Waughop says diarrhoen has been prevalent in Kealia and Hanalei, Kauai. Dr. W. F. McConkey, for Makawao, Maul, reports whooping cough and mumps as the predominant ailment. Enteric fever has been the chief bane of Olas, Hawaii, according to Dr. R. G. Curtis.

Doctors reporting dengue fever are hese: C. R. McLean, Walmea, Kauai; Hubert Wood, Waialua, Oahu; A. Mouritz, leeward Molokai; R. H. Dinegar Kihel and Kula, Maui; R. J. McGetti gan, Hana, Maui: B. D. Bond, North Kohala; John Atcherley, South Kohala; W. B. Deas, North and South Kona (two reports); C. B. Greenfield, Hamakua; Fredk. Irwin, North Hilo; C. L. Stow, South Hilo; J. Holland, Puna; L. S. Th. mpson, Kau.

Those reporting no disease of any kind as unusually prevalent are the following named doctors: E. S. Goodhue, Koloa and Lihue, Kauai; C. A. Davis, Ewa; T. McMillan, Waianae; J. Molony, Koolauloa and Koolaupoko; Chas. Davison, Lahaina; J. Weddick,

Dr. McGettigan, Hana, is the only one to assert that tuberculosis is increasing in his district. Two answer they think not, while all the rest give a plain negative.

Dr. Davison urges the need of sewer system for Lahaina. All of the other physicians appear to be satisfied with conditions, for none of them have anything to suggest in the recommen dation column.

RECRUITED

Inferior Milk Samples From Four New Sources.

E. C. Shorey, Food Commissioner, in his report of work for the month of June, says ninety-nine milk samples were examined, of which all but four

Those found below standard came from the following-named milkmen: J. Pulaa, Williams for Dairymen's Association, M. Cabral and a Japanese for Lishman. These, Mr. Shorey says, are all new to the "black list" and of the four Williams has been discharged and Cabral has gone out of the milk busi-

The Commissioner proceeds with his report thus:

"I wish to ask whether, in the opinion of the Board, it is necessary to give milk dealers written warning the first time a sample of milk is obtained from them below standard. Four years ago, when I first took charge of this work, I was instructed to give such written warning but there was no publication of names in my monthly reports as now. Later, when the plan of publishing names was adopted, I dropped to a certain extent the giving of written warnings. If the Board is of the opinion that the written warnings should be continued I wish to be so instructed. My own opinion is that, inasmuch as the law does not require anything of the kind, publication of names is sufficient.

"The examination of samples other than milk collected or sent in during the month has not been completed.

"Some necessary repairs in my office and laboratory have been made by the Department of Public Works and in consequence I was obliged to suspend operations for one week."

When the report was read at yesterday's meeting it was voted, in answer to Mr. Shorey's question, that warning to milk dealers other than publication of the names of those furnishing an article below standard was unnecessary.

Albert Barnes, F. T. P. Waterhouse. Henry Davis and Charles Girdler are mentioned as candidates for the new office of Insurance Commissioner. The Treasurer has the appointing.

Impure Blood

depression, indigestion, sleeplessness, a bad skin, extreme exhaustion, and you can hardly drag yourself about.



Read what Mr. H. J. Matthews, of Welling-on, New Zealand, says about this. He also ends his photograph. "I have suffered a great deal from impure

blood, especially from boils on my arms and back. I felt weak all over and was greatly depressed. I began to use Ayer's Sarsaparilla. After taking only a little of it I felt better, and soon my troubles disappeared. I believe this medicine is the best blood-purifier and

AYER'S

Be sure you get Ayer's.

Use Ayer's Pills every time your bewels be-come constipated, or when you are billious or have sick headache. They cure quickly. Prepared by Dr. J. C. Ayer & Co., Lowell, Mass., U.S.A.

HOLLISTER DRUG CO., Agents.

Our Best Advertisement

Pure Drugs Chemicals

TOILET ARTICLES

and the choicest

PERFUMERIES At Reasonable Prices. Call and Convince Yourself.

Prescriptions a Specialty.

Hollister Drug COMPANY.

Fort Street.

······ CHAS. BREWER CO.'S NEW YORK LINE

FOOHNG SUEY Sailing from NEW YORK to HONOLULU

On or about July 15. FREIGHT TAKEN AT LOWEST RATES. For freight rates apply to CHAS. BREWER & CO. 27 Kilby St., Boston, on C. BREWER & CO., LIMITED, HONOLULU.

MOANA HOTEL . .

WAIKIKI BEACH

RAPID TRANSIT ELECTRIC CARS arrive at, and depart from, the main entrance to the Moans Hotel every ten minutes.

MOANA HOTEL CO., LTD.

T. K. JAMES, Proprietor.

Private apartments, en suite and sin-gle. Finest appointed and furnished house in Hawaii. Mosquito proof throughout. Hotel street, near Alakea.



Bamburg-Bremen Fire Insurance & ABOUT TWO

The undersigned having been appointed agents of the above company are prepared to insure risks against on Stone and Brick Buildings and that the minor itself would be liable at on Merchandise stored therein on the most favorable terms. For particulars Victoria, a mino apply at the office of

F. A. SCHAEFER & CO., Agts.

German Lloyd Marine Insur'ee Co OF BERLIN.

Fortuna General Insurance Cr OF BERLIN.

The above Insurance Companies have established a general agency here, and the undersigned, general agents, are authorized to take risks against the dangers of the seat at the most reasonable rates and on the most favorable

F. A. SCHAEFER & CO., General Agents.

General insurance Co. for Sex River and Land Transport, of Dresden.

Having established an agency at Ho-nolulu and the Hawaiian Islands, the undersigned general agents are authorized to take risks against the dangers of the sea at the most reasonable rates and on the most favorable terms,

F. A. SCHAEFER & CC., Agents for the Hawalian Islands.

YOUR SUGAR CROP

Depends on the right quantity and quality of Ammoniates it has to feed upon, Nitrogen (Ammonia) being the principal material removed from the soil

by sugar cane.
A few dollars' worth of

NITR ATE OF SODA

(The Standard Ammoniate)

fed to each acre of growing cane will give surprising re-

sults. Planters should read our Bulletins giving results of Agricultural Experiment Station trials. They are sent free. Send name on Post Card.

WILLIAM S. MYERS, Director. 12-16 John St., New York, U. S. A.

MAY DELAY THE APPOINTMENT

The legislature in its wisdom and hurry made many queer mistakes. The queerest had to do with the appropria- Fisher, receiver in the Silva divorce tion for advertising and immigration agent of which none of the legislators seemed to be certain. The money to be spent by the immigration or advertising commissioner is divided: \$15,000 in the six months' bill and \$5,000 in the eighteen months budget. The larger sum is in control of Secretary Carter, while the smaller is in charge of Treasurer Kepoikai.

The commissioner however is to be The commissioner however is to be appointed by Treasurer Kepoikai and there is a salary of \$3500 provided for Charles Counselman from Hilo to Hothe two years, while the appropriation | nolulu. with which he has to deal amounts only to \$5,000. The treasurer is considering the advisability of delaying the appointment at least until after January when his appropriation for expenses becomes available.

Coraty Act Publication. (From Thursday's Daily.)

Bids for printing the County Act were opened by Secretary Carter yesterusy and the award made to the Bulletin Publishing Co., at \$3.66 per page for 5000 English copies. For 2500 Hawallan copies, the Hawallan Gazette Co., bid \$2.80 a page, no time stipulated; Bulletin Pub Ishing Co., \$2.73, deliverable in eleven days; Home Rule Printing Co., \$5, 5, deliverable in forty

days. Secretary Carter estimates the English edition, at the lowest bid, will cost \$550, and the Hawaiian \$475, which makes a total above the specific amount of \$1000 appropriated for the purpose. He asked the Legislature for \$5000 for the advertising and pilnting expenses of his department. This was granted with a rider of \$1300 addition-al for printing the County Act. Whatever deficiency there may be in the contract price will come out of his gen-

eral appropriation.
Secretary Carter is expediting as much as possible the publication of the Session Laws, and to avoid delay in getting out the County Act he aban-doned taking the trip to the other islands with Governor Dole in the U. S. S. Iroquois, though he is very desirous of studying land and other public questions by personal investigation of the premises so as to discuss matters intelligently in Council.

SUMMER COMPLAINT is the children's most dangerous enemy and the mother's most dreaded foe. Immediate and proper treatment is always neces-Chamberlain's Colic, Cholers and Diarrhoea Remedy, given according to directions, is the most effectual remedy known. Every household should have a bottle at hand. Get it today. It may save a life, All Dealers and Druggists sell it. Benson, Smith & Co., Ltd., Agents for Hawall.

Father Libert, Bishop of Zeugma elect, left in the Alameda to confer with the Archbishop of San Francisco regarding his consecration, being accompanied by Father Sylvester.

SECURITIES

(Continued from page 2.)

Victoria, a minor, by her next friend brought an action in trespass against the defendant to recover \$1000 damages the defendant to recover \$1000 damages for personal injuries resulting from gunshot wounds infflicted by the de-fendant's son. The jury found a ver-dict of \$200 for the plaintiff. The opinion gives the follow ing statement of the cause of action:

"It appears that the defendant's son, a minor, while playing with a shotgun, claiming that he did not know it was loaded,' pointed it at the plaintiff who happened to be near by, and went through the act of shooting, with the result usual in such cases. The gun was loaded and the charge of birdshot took effect in the plaintiff's face and one eye, completely destroying the sight of the eye and injuring her other-wise. The gun belonged to a Japanese employed by the defendant and was taken by the boy from the veranda of the house where it had been placed by the owner. The shooting was not in the presence of the father and it does not appear that he knew that the boy was playing with the gun prior to the shooting."

Judge Hardy charged the jury that the defendant was liable for the injury done by his minor son. Defendant excepted to this instruction, contending that the question of liability should have been submitted to the jury under proper instructions. On this exception and on the refusal of the court to give two instructions requested the defendant appealed. Justice Galbraith says of the latter ground of appeal: "These instructions set out a reasonably fair statement of the law relating to the criminal liability of infants, but this was not the law applicable to this

fore the verdict stands. Smith & Lewis and Louis J. Warren for defendant; no brief for plaintiff.

The First National Bank of Hawaii and M. L. Cahn, assignee, have severally discontinued their suits for debt against the Hawaiian Supply Co., Ltd., with the Fireman's Fund Insurance Co. et al., garnishees.

In the case of Macfarlane & Co., Ltd., vs. D. H. Kahaulelio, defendant answers with a general denial.

Marian Reed Austin for herself an-swers the complaint in foreclosure of C. Austin. She admits that she executed a certain instrument the tenor of which she did not nor does not have been described as a second secon cuted a certain instrument the tenor of which she did not nor does not know except by hearsay, but denies that it was a mortgage and, if it was, that the conditions have been broken to the 2nd, and 27th. extent of meriting foreclosure, daughtsman for the same concern,

The trustees of the Lunalilo Estate have brought a suit to foreclose mort-gage against M. G. Silva and W. E.

Caroline Haughton has brought a partition suit against Percy K. Moss-man, a minor, et al., for Emma street

Mary E. Foster is suing foreclosure of mortgage against Ernest Kaal. Judge Gear heard the Teixeira di-

Judge Estee was engaged yesterday hearing the admiralty suit of Samuel Gourley, master, and Redmond P. Doran, mate, against the Matson Naviga-

GIRLHOOD'S PERILS.

"Sweet sixteen" is an age of which poets have sung rapturously. Mothers know that girlhood is not all romance and roses. The growing girl needs plenty of strength to fit her for the duties of maturity. There is but one real source of strength, and that is digested food. But so many lassies in the early teens will not eat what is good for them; they have no appetite, they say, and even when they do force food down their throats, it disagrees with them. Hence they are gaunt, white-faced and narrow-shouldered. Kind friends of the family remark that the darling of the household is go-ing into a decline, or that she looks as if galloping consump-tion might get hold of her some day. Let no mother be scared. Thousands of just such slender, debilitated, fragile girls have grown into rosy, handsome, ro-bust women because they built and toned themselves up with WAMPOLE'S PREPARATION which is palatable as honey and contains the nutritive and curative properties of Pure Cod Liver Oil, combined with the Compound Syrup of Hypophos-phites and the Extracts of Malt and Wild Cherry. It does all that plain cod liver oil does in making flesh and blood and does it better. Dr. P. A. David, Professor of Chemistry, Bishops College, Montreal, says: "I have used your preparation of cod liver oil both in my hospital and private practice, with results uniformly satisfactory, and consider it one of the best reconstructive tonics before the profession to-day; its palatability is also a most important and attractive feature." As sure of victory as water is sure to quench thirst. Try it and see how much sweeter life is without weak-ness, pain or worry. "It cannot disappoint you." Sold by all chemists here and everywhere.

DID WE BUY A GOLD BRICK OF THE SPANIARDS?

(ASSOCIATED PRESS CABLEGRAMS)

LONDON, July 15 .- In the lobby of the House of Commons today it was reported that the United States had seized a group

of islands off Borneo which is owned by Great Britain.

WASHINGTON, July 15.—The group of islands off Borneo which is claimed by Great Britain is Cagayan. It was purchased from Spain in the Treaty of Paris and the American flag was form-

WYOMING HAS A MAMMOTH BEET SUGAR ENTERPRISE

CHEYENNE, July 15 .- A project backed by the Havemeyers has been incorporated with a capital of several millions to develop the beet sugar interests of Laramie County.

AUGUSTA, Maine, July 15 .- Mrs. Harriet Blaine, widow of the late James G. Blaine, died today at the old Blaine homestead in

ST. PETERSBURG, Russia, July 15.—The Czar has issued an edict contemplated to allay much of the disrest among the working classes of the country and it is hoped will act as preventive against the many outbreaks against the civil authorities. The edict abolish es many of the harsh punishments to which laborers have been subject for infringement on regulations made by employers. Factory employes are further given the right to representation in conferences

METEOROLOGICAL SUMMARY FOR MONTH OF JUNE, 1903

Temperature mean for the month, Honokaa (Mill) 425 76.0; normal, 76.0; average daily maxi- Honokaa (Mcinicke)1100 mum, 82.2; average daily minimum 69.9; mean daily range, 12 degrees mortgage made by Geo. F. centon greatest daily range, 20 degrees; least against her and her husband, Herbert daily range, 5 degrees; highest tem-

Relative humidity average, 70.1; nor

mal, 71.0; mean dew point, 64.9; normal, 65; mean absolute moisture, 6.74 grains per cubic foot; normal, 6.83. Rainfall, 1.36 inches; normal, 1.52; rain record days, 15; normal, 19; greatest rainfall in one day, 0.40, on the 2nd; total at Luakaha, 13.49; normal,

8.63; at Kapiolani Park, 0.39; normal, The artesian well level fell during the month from 34.65 feet above mean sea-level to 34.18; June 30th, 1902, it stood at 33.50. The average daily mean sea-level for the month was 9.78; the assumed annual mean being 10.00 feet above datum. For June, 1902, it was

Trade wind days, 28 (two of ENE); normal, 26; average force of wind during daylight, Beaufort scale, 2.3; aver-

Approximate percentage of district Hilo, 60 per cent; Hamakua, 23; Kohala, 34; Waimea, 40; Kona, 38; Kau, 142; Puna, 73; Maui, 135; Oahu, 110; Kauai, 135. The heaviest 24-hour rainfalls for the month were at Nahiku, 3.18 on the 4th Luakaha, 3.07, 3rd, and Mountain View, Olaa, 2.54, on the 9th; the heaviest monthly rainfall, Nahiku,

3.37 2.53

0.27

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1		Mean	Mea	n Cor	•	
П	Ele		Min	Av	H.	L
П	Pepeekeo 100	78.7	69.2	73.3	82	68
П	Hilo 40 Kohala 521	85.1	67.2	75.9	91	65
ı	Kobala 521	80.4	67.2	73.1	84	64
1	Waimea2730	74 0	60.0	66 3	78	58
1	Volcano	14.0	00.0	44.0		- 111
1	House 4000	72.0	52.8	61.7	82	49
1	Naalehu 650	81.0	67.0	73.3	92	63
П	II S Exp.					
Н	Station 350	82.4	69.5	75.2	86	66
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П	Castle 50	82.6	71.1	76.1	86	66
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	RAINFALI	FOR	JUN	IE. 19	03.	
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	Charleng					
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HAWAII.

Hilo.

Hamakus.

Hilo (town) 100

Pepeekeo 100

Honohina 300

Paauhau 300

Walakea .

Kukulhaele 700	1
Kohala.	
Vahala (Missisp) 521	1
Hawi Mill 700	ô
Punkea Ranch 600	0
Puuhue Ranch1847	0
	0
	3
Kaukahoku Leheula 3500	1
Kainaliu	î
Kealakekua	2
Napoopoo 25	1
	3
	i
Kahuku Ranch	1
Honuapo	0
Naarehu	0
Volcano House4000	3
	-
Olan (Mt. View)1690	7.
Kapoho	2
	5.
	3.
Nahiku 850	13.
Nahiku	15.
Haiku 700	3.
Kula (Waiakoa)2700	2,
Puuomalei	3.
	1.
	0.
Kujaokahua (Castle) 50	1.
Makiki Reservoir 120	1.
U. S. Naval Station 6	1.
Kapiolani Park 16	0.
College Hills 175	2. 5.
Manoa (Woodlawn Dairy) 285	9.
Insane Asylum	1.
Kalihi-uka 485	7.
Nuuanu (Hall) 50	1.
Nuuanu (Wyllie St.) 250	3.
V S Experiment Station 350	13.
Lanikea (Nahuina)1150	6.
Cantalus Heights (Frear) 1360	8.
Waimanalo 25	1.
Maunawili 300	6.
Abulmanu 250	3.
	0.
Wahiawa 900	1.
Waipahu 200	2.5
Moanalua 15	1.
	2.
	1000
	3.5
	9.1
	2.
	3.5
Valawa	0.1
McBryde 850	2.5
awal West	5.1
awai, East 800	4.5
Coloa	2.5
Wyllie Street	3.1
Puuhue Ranch	1.7
Honokaa (1100 feet)	1.1
Vahiku	14.8
CURTIS J. LYON	S.
Territorial Meteorolog	dies.
	Kohala 200



Sleep for Skin-Tortured Babies



warm bath with CUTICURA SOAP and a single anointing with CUTICURA, purest of emollients and greatest of skin cures. This is the purest, sweetest, most speedy, permanent, and economical treatment for torturing, disfiguring, itching, burning, bleeding, scaly, crusted, and pimply skin and scalp humours, with loss of hair of infants and children, and is sure to succeed when all else fails.

Complete External and Internal Treatment for Every Humour,

A man to whom illness was chronic When told that he needed a tonic, Said, "Oh, doctor, dear, Won't you please make it beer?"
"No, no," said the doc.,
"That's Teutonic."

Notwithstanding-there is no tonic to equal the wonderful properties of

PRIMO LAGER

REMEMBER-IT'S PURE.

Official and Commercial Record

ISSUED

MONDAYS AND THURSDAYS

Hawaiian Gazette Co., Ltd.

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Subscribe Now and Obtain a Complete File. Issued Mondays and Thursdays.



THE OLD RELIABLE

THERE IS NO SUBSTITUTE

Shipping Notes

(From Wednesday's Daily.)

The Alameda will sail for San Fran-

The schooner S. T. Alexander is dis-

charging 800 tons of coal into the ca-

The Noean arrived from Hawaii ports

yesterday morning. She is discharging

The Hongkong Maru sailed for the

Orient yesterday at noon. She took a

The Anglia will probably finish tak-

expects to sall for London on Satur-

The Kilmallie moved from the stream

The cableship Iris sailed for Van-

couver yesterday after oon. After lay-

ing a short section of cable near Van-

couver the Iris will probably stop at

The Kinau left at noon yesterday for

Hilo. She carried a number of return-

ing Legislators and a crowd of col-

at Kaunakakai to let the boys land.

An innocent looking truck wended its

way up Fort street yesterday afternoon,

carrying a load of dynamite. A native

appearances seemed to be enjoying the

There was a row on the British ship

Acme yesterday morning. She was an-

chored outside awaiting a crew when

the sailors aboard claimed that they

had been unfairly treated by a clothes

dealer ashore. Harry Flint went out to

the vessel. The matter was finally set-

tled and the Acme sailed for Delaware

W. G. Irwin and Company have been

made local agents of the China Mutual

Steam Navigation Company. The first

vessel of that line, the steamer Claver-

ing, is now out twenty-one days from

Hongkong for this port, and is due any

time. She carries only steerage pas-

sengers and freight. The next vessel

of the line due here in a month's time

(From Thursday's Daily.)

The Robert Hind is loading sugar at

The Thessalus is loading ballast at

The Jabez Howes will sail for Port

The steamer Kauai arrived from Ka-

The Alameda sailed for San Fran-

A private letter from Labue states

A contract to make extensive repairs

The British steamer Clavering of the

due at this port from the Orient on

Honolulu. She left here February 21

The next mail from the coast is due

the Peking take the Chinas place, she

Tuesday afternoon or Wednesday

The barkentine Edward May arrived

Purser Simerson reports as follows:

The barkentine Puako is still discharg-

of wool from the Molekai ranch. The

Lehua discharged it into the Alameda,

picked up the boat's crew which she

The schooner Lady will probably sail for the other side of the Island this

to Alexander and Baldwin.

crossing the channel both ways.

would not make port before

She carries

Saturday.

been let to Peter High. The cabin pas-

isco at 10 o'clock yesterday morning.

Breakwater in the afternoon,

is the S. S. Atholl.

the Kekuanaoa wharf.

Angeles in ballast today.

ual ports yesterday morning.

McB., 25,932 and H. M. 60 bags.

bound for Manila.

sugar.

be completely renovated.

on top of the load and from all

boys who are bound for Molokal

Honolulu in a month's time on her re-

number of passengers from this port.

ing on 2000 tons of coal on Friday.

cisco this morning at 9 o'clock.

sugar at the Railway wharf.

yesterday at 5 p. m.

bleship Anglia.

day morning.

Mail S. S. Co.

turn trip.

ARRIVED.

Stmr. Noeau, Pederson, from Hawaii ports, at 11:15 a. m. Wedneday, July 15.

Stmr. Kaual, Bruhn, from Kaual ports, at 6:20 a. m., with 1050 sacks sugar, 460 sacks rice, 170 sacks bran, 1300 sacks paddy, 31 bbis, and bags empty bottles, 91 bundles hides, 54 pkgs. sun-

Stmr, Waialeale, Cooke, from Kilauea and Ahukini, at 5:15 a. m., with 1 empty drum.

bk. Edward May, Hanson, 13 days from San Francisco, at 4 p. m. Stmr. Lehua, Napala, from Molokai

ports, at 5 a. m.
Am. schr. Mary E. Foster, Thompson, 21 days from Port Gamble, at 8

Sch. Lady, from Koolau ports, at Schr. Ka Moi, Hipa, from Hawaii ports, in the afternoon.

DEPARTED.

Tuesday, July 14. T. K. K. S. S. Hongkong Maru, Filmer, for the Orient, at 12 m.
T. K. K. S. S. Nippon Maru, Green,

for San Francisco, at 9 a. m.

Stmr. Kinau, Freeman, for Hilo and way ports, at 12 m. H. M. Cableship Iris. Lacy, for Van-

couver, at 9:30 a. m. Stmr. J. A. Cummins, W. Bennett,

for Koolau ports, at 8 a. m. Gaso, schr. Eclipse, Townsend, Maul and Hawaii ports, at 5 p. m. Stmr. Claudine, Parker, for Maul

Stmr. Mikahala, Gregory, for Eleele, Nawiliwill, Ahukini and Hanamaulu, at 5 p. m.

Stmr. Niihau, Thompson, for Wal-mea and Kekaha, at 5 p. m. Stmr. Iwalani, Mosher, for Kailua and Punaluu, at 5 p. m. Am. sp. Acme, Laurence, for New

York, at 2 p. m. Wednesday, July 15. S. S. Alameda, Dowdell, for San

Francisco, at 10 a. m. Stmr. Lehua, Napala, for Molokai, Maui and Lanai ports, at 5 p. m. Schr. Kauikeaouli, for Kohalalele, at

2 p. m. U. S. S. Iroquois, Rodman, for Lanal, Maul and Mahukona, at 7 a. m. Stmr. Waialeale, Cooke, for Kilauea,

Stmr. Nochu, Pederson, for Hamakua,

Am. sp. Japez Howes, Clapp, for Port Angeles, at 1 p. m. Stmr. Kauai, Bruhn, for Kauai porti

KAHULUI. Arrived July 15. S. S. Argyle, from

PASSENGERS.

Arrived. From Hawaii ports, per stmr. Noeau, July 14.-Miss J. Hall, F. J. Nobriga

and 7 deck. From Kauai ports, per stmr. Kauai July 15.-E. T. Tannatt, Mr. Biart, Mrs. J. Cooke, Mrs. Holi, J. Nevens, H. Blake and wife, Pa On, Master R. Smith J. Carle, Miss Lizzie Kaipu, G. Fairchild, W. A. Kinney and 86 deck. From Molokai ports, per stmr. Le-

hua, July 15.-Miss Sarah Smith, Jack McCorriston and 4 deck.

Departed.

Kinau, July 14.—Rev. E. G. de Silva wife and three children; airs. Nakamura, Rev. M. Man Ming, Wong Yuk Shing, Miss Fisher, Miss Craig, Pang See, G. Woo, H. Hern and wife, Robt, Hawxhurst, Dr. Nagai and wife, Miss Victor, Miss E. Victor, Aliss L. ber, Mrs. R. Kauhini, Mrs. A. Akua, H. M. Kaniho and family, H. W. M. Mist's servant, Miss L. Ahu, H. Gorman, F. W. Beckley and wife, Rev. S. W. Kekuewa, J. Brother Raymond, Brother Henry, Miss R. E. Woolley, Mrs. Kekuku, S. B. Fujiyawa, Paul Jarrett, A. D. Mc-Bryde, A. Fernandez and son, Master Walbridge, Miss A. H. Parker, Miss Hargear, Mrs. Capt. Cameron, Miss Kahanu, Miss Shaw, A. G. Thompson, F. G. Amweg, Brother Charles, Brother Eugene, G. B. Curtis and wife, G. P. Judd, A. W. Carter, Henry Damon W. Mist, wife and child, H. G. Spencer, Geo. Cooke, M. Robinson, Kenneth Brown.

For Maul ports, per stmr. Claudine, July 14.—H. P. Baldwin, E. M. Webster and wife, Mrs. G. C. MacDonald, W. P. Haia and two children, E. Kopke, A. M. Merrill, Wm. H. Haia, W. B. Keanu, S. Kawaihao, Mrs. J. Osen, Mrs. R. Kahinalua and child. Brother James, Brother Albert, Brother Clarence, Brother Laurence, Chong, Brother Frank, Brother Charles, Brother Maurice, A. Enos and wife, R. W. Wilcox, wife and two children; Mrs. P. Johnson, Lieutenant Shaw, Lieutenant Gordon, Mrs. J. K. Saunders and three children, H. Kolo-

stmr. Noeau, for Hamakua-Mr. Guard.

Per U. S. S. Iroquois, Rodman, for discharging coal at Eleele yesterday and will load sugar this morning. The Lanai, Maul and Hawail-Governor Dole, Eben Low, E. S. Boyd, A. G. steamer Ke Au Hou was at Kalihiwai Hawes.

The steamer Kauai sailed for Kauai ports last evening.

The Ventura is due from the Colonies Tuesday morning.

The bark St. Katherine sailed from San Francisco yesterday for Hile.

The steamer J. A. Cummins is due to

sail for Koolau ports this morning. The Anglia will probably finish coaling some time today and will sail for

London tomorrow. The City of Peking and the Sonoma are expected from San Francisco on Wednesday morning.

WHAT THE LEGISLATURE DID FOR THE MERCHANTS

Passed Many Laws To Aid In Collecting Accounts. A Vote of Thanks Given To Representatives Harris and Andrade.

The result of the efforts of the Merchants' Association in securing desirable legislation from the last legislature was detailed in a report made by E. A. McInerny for the Committee on Public Affairs at a meeting of the association yesterday. At the conclusion of the meeting a resolution of thanks was unanimously adopted in apreciation of the tireless efforts of Representatives W. W. Harris and Frank Andrade on behalf of the association.

The report was as follows:

Geo. W. Smith Esq.,

The Mikahala left for Kauai ports President Merchants' Association.

The first work presented to your committee which called for immediate action was the proposal under County to the Channel wharf yesterday to dis-charge a cargo of coal for the Pacific who protested vigorously against any due. on a hunting trip. The Kinau will stop and few people realized that it was

> of any kind. on us, they being absolutely free of any when fully understood by the business tax, income or otherwise,

We were listened to attentively and during the session, but apparently this suit can be brought against delin-The following sugar is reported at never given an opportunity to appear, ture of money. Kauai ports ready for shipment: V. K., 300 bags; Mak., 969; G. & R., 79; but through the individual efforts of Our last work was the securing of rigged wooden ship, deeply loaded pass. ed Kauai, headed southwest, possibly men on the lines suggested already.

on the annual gross sales of less than ritory. This law was copied from a to buildings on Quarantine Island has Ten Thousand Dollars the fee shall be Pennsylvania statute and has already senger, and the hospital building will \$50.00. For sales exceeding \$10,000, and been favorably passed upon by the not more than \$100,000, the fee shall Supreme Court of the United States. be \$100. For sales exceeding \$100,000 Space will not permit of a more extend-China Mutual Steam Navigation Co. is and not more than \$500,000, the fee shall ed explanation of these various enactbe \$250, and for sales exceeding \$500,000, ments and for the guidance of the busifreight and several passengers for this the fee shall be \$500. Your committee feels that in view of the evident quest them to peruse Act 46-To auth-The ship Clarence S. Bement arrived determination of the law-making bodies at Delaware Breagwater on Monday to impose a license, the terms as outafter a long voyage of 142 days from lined above are not as severe as they might have been, and we would urge with 52,489 bags of Castle and Cooke that the efforts of the Association be the collection of debts from governcontinued looking to the eventual re- ment beneficiaries, Act 88-Relating to on the China on Monday. Should peal of this tax, in conformity with the practice in vogue in the older and larger cities of the mainland,

INCOME TAX.

Our efforts were next directed to the from San Francisco yesterday after-noon. She reports a pleasant trip of repeal or amendment of the Income thirteen days and sighted nothing dur- Tax, a tax which, without doubt, is the ing the voyage. The May is consigned most objectionable of any levied on the business and other interests of the community. Not that the business men ing coal at Makaweli. She had 725 of the Territory desire to shirk any just tons out. The Robert R. Hind finished tax levied for the interests of the country, but because they object to the inquisitive and prying nature of the discharging. Fine weather on Kauai. Income Tax law which is almost whole Smooth seas and soft N. E. winds ly paid by the business men whose books and accounts are arbitrarily The Lehua arrived from Molokai opened for public inspection. It is early yesterday morning with 64 bales notorious that a large percentage of those who should pay income tax es-She also brought down 251 sheep and cape because they claim to have no At Halawa the Lehua books and have no knowledge of what had to leave there a week ago as it had to leave there a week ago as it was impossible to land on account of the wet weather. The best will be their income is while the burden is and deliver.

> Your committee regrets to state that owing to the decision of the U.S. Court for Hawaii.

of Appeals, against the appeal of citizens to repeal the Income Tax, and Dear Sir:-Your Committee on Public owing to the fact that a bill intro-Affairs appointed beg leave to report duced at the present session of the legislature to repeal this Act, was summarily killed.

The next matter to engage our attention was the law providing for gar-Government to re-establish the old sys- nishee of salaries of government emtem of levying license on the mer- ployees, which was rendered obsolete chants of the Territory both wholesale when the drawing of drafts was and retail. As the business interests changed from the individual departof the country are already taxed in ments to the Auditor's office. A new other ways for all they can stand your law was drafted and in spite of vigorcommittee felt it incumbent on them ous opposition from members of the to combat this proposition with all the House was eventually passed exactly vigor possible. An interview was as drawn by your committee and is sought and obtained with the Republi- now in active operation, several huncan Central Committee in caucus, with dred cases having already been passed the members elect to the Legislature upon and delinquents made to pay their and the views of your committee were just debts. In this connection it might fully and freely expressed as opposed be said that the government itself has to any such license. We were aided in taken advantage of this law, and has this protest by Mr. F. W. Macfarlane entered suits against many of its own and Mr. M. A. Gonsalves and others, employees to compel payment of taxes

such enactment. It was urged that the We next took up the matter of garburden already carried by the business nishment of salaries of other than govmen was all they could bear, and that ernment employees, and succeeded in ed Aug 1, 1902. a license for the privilege to do busi- repealing the Act passed by the legisness was unfair and contrary to the lature of 1901, which practically excustom in vogue in the large cities of empted the average wage earner from the mainland, except such business suit of any sort.

which called for and required police As in the former case, we had draftsupervision. It was represented that ed, an amendment to the existing law, it was unfair to license those doing which met as in the other case with business locally while commercial men vigorous opposition from members of from the mainland had free access to the House, but which was finally passour markets without taxes or expenses ed exactly as drawn and has already been put in operation in many cases. We represented that we were taxed and will be of great value to the busi-, 1903. on our real estate, our stock in trade, ness community, where most of our and a tax on our incomes. That we business is done on the credit system.

had to pay rents and clerk hire. That Our next work was the drawing and we had to meet the demands of charity presenting of a bill to facilitate the coland other subscriptions, and that com- lection of debts due us from persons mercial concerns of the mainland were resident on the other islands, which under-selling us by the taxes imposed was finally passed as drawn, and men will be much appreciated.

Formerly to prosecute a case against courteously, but the consensus of opin- a resident of the other islands it was ion was that a license of some sort necessary for a qualified representashould be imposed, not only as a mat- live of a concern to appear personally ter of revenue, but as a possible check in court bringing his proofs, which was to Oriental competition which was generally of such an expensive nature considered as, and is, serious. We were as to preclude any suit at all. Under promised an opportunity to present our this new Act it is not necessary for the views before the legislative committees business man to leave his work, but promise was overlooked as we were quents without any unusual expendi

your committee, the County bill was the passage of a law, providing for a passed levying a license of the least tax or license on so called commercial that July 7th a large four-masted full objectionable nature, and which on the travellers, who have hitherto been exwhole may be a benefit to the business empt and who have baffled all attempts to make them pay something for the The law as it now stands reads that privilege of doing business in the Terness men, your committee would reorize district magistrates to issue commissions, etc., Act 52-Relating to the exemption of wages of persons work- PUMP. ing for wages, etc., Act 53-To facilitate foreign corporations doing business in the Territory, etc.

In conclusion your committee would say that these several enactments were passed in the face of extraordinary opposition and solely through the energetic efforts of Representatives Frank Andrade and Wm. W. Harris, and that we believe it meet and right that the thanks of this Association be extended to these gentlemen for their able and valuable services.

> Respectfully submitted. E. A. McINERNY, For Committee.

DYSENTERY causes the death of more people than small pox and yellow fever combined. In an army it is dreaded more than a battle. quires prompt and effective treatment Chamberlain's Colic. Cholera, and Diarrhoea Remedy has been used in nine epidemics of dysentery in the United States with perfect success, and has cured the most malignan cases both of children and adults, and under the most trying conditions. Every household should have a bottle at hand. Get it today. they have been unable to do anything. it. Benson, Smith & Co., Ltd., Agents

REAL ESTATE TRANSACTIONS

Recorded July 3.

A Herbert & wf to Alex Young; D; Ap 2 of R P 6888 Kalihi, Honolulu, Oahu; Ap 3 of R P 818 Kalihi, Honoluiu, Oahu; \$10,500. B 249, p 310. Dated

A Herbert & wf to Alex Young; D; int in Ap 1 of Kul 1519 Kalihi, Hono-lulu, Oahu; \$1. B 249, p 312. Dated June 30, 1903.

Recorded July 6.

Malie Akana to Aiau et al; D; 10557 sq t land Volcano Road, Hilo, Hawaii; \$100. B 250, p 96. Dated June 2, 1903. H Maa & hsb to M Vieira; D; R P 1358 Honomu, Hilo, Hawaii; \$50. B 250, p 97. Dated Aug 15, 1902. D K Hookano to J Vieira; D; por R

P 7707 Nanue, N Hilo, Hawaii; \$100. B 250, p 98. Dated June 2, 1903. Est of B P Bishop by Trs to Terri- Alla Akai McKeague, wife of said tory of Hawaii; D; 944-1000 A land, Louis M. McKeague, both of Honolulu, Kapaakea Tract, Honolulu, Oahu; \$148. B 249, p 313. Dated May 13, 1903.

D; int in Lands Leaseholds etc, Ka-hill etc, Kauai: \$2,500. B 249, p 314, the Registry Office, Cahu, in Liber 213, Dated May 18, 1903.

W M Campbell by Trs to Chas A Bon; D; por of lots 23 & 24, Pawaa tion broken, to-wit: the non-payment of Tract, Honolulu, Oahu; \$750 and mtg principal and interest when due. \$2,500. B 249, p 316. Dated Apr. 11, 1903. Maria G Affonso by Atty of Mtgee to Mary Cowan; D; Gr 1752 Hianaloli, N will be sold at public auction at the Kona, Hawali; \$1,500. B 249, p 318. auction rooms of James F. Morgan, Dated June 2, 1903. Queen street, Honolulu, on Saturday, Dated June 2, 1903,

Sun Sing Lee Co to Co P D; Buying & Selling Fish, Salt o'clock noon. etc, Kalihi-kal, Honolulu, Oahu; Capi-tal Stock \$5,250. B 245, p 457. Dated gage consists of:

A M. Cook & hsb to Chas R Dement; D; Lots 11 & 12 Mokauea, Waikoae First: Lots 18 and 19 of Block 6A of Tract, Honolulu, Oahu; \$900. B 249, p Lot 31, said Lot 31 being a portion of 320. Dated July 1, 1903.

Recorded July 7.

lulu, Oahu; \$900. B 250, p 99. Dated recorded in the Register Office, Oahu, July 6, 1902.

J W Kahunaaina & wf to L 10ha (wf).

D; 5 A land in Ahp Honokaa, S Kona,
Hawaii; 3 A land in Ahp Pahoehoe, S said Lot 31, being the same premises
conveyed to said Louis M. McKeague J W Kahunaaina & wf to L Iona (w): Kona, Hawaii; 3 Cattle & 1 Donkey, conveyed to said Louis M. McKeague S Kona, Hawaii; \$100. B 250, p 100. by deed of C. S. Martin, dated Decem-Dated Feb - 1893.

Kikimo & wf to Mrs. I K Milikan; D: int in por of Kul 9719 Honekan, S Kona, Hawaii; \$20. B 250, p 101. Dat- said Apana 32, Land Commissioners'

R A Carlile & wf to P M Lansdale; D; por Lot 542 Gr 3572 Kulaokahua, Honolulu, Oahu; \$1 and mtg \$1,500. B 250, p 102. Dated June 17, 1903.

Kim; D; 16 94-100 A in Gr 2674 Wala- ises conveyed to sain Alia Akai by deed holi, Kaupo, Maul; \$150. B 250, p 103. of C. Winam, dated June 3, 1839, and Dated July 3, 1903.

Recorded July 8.

Pelani (w) to P Muir (w); D; R P's 1281 & 863 etc, Waikele, Ewa, Oahu; \$1 etc. B 249, p 321. Dated June 27,

Mrs P Muir to Pelani (w); Life D; Residence on pcs land and ½ Income of same, Walkele, Ewa, Oahu; \$1 etc. B 249, p 322. Dated June 27, 1903.

Sugar, Electric and Mining Machinery For Sale

One Quadruple Yar Yan EVAPORA-One VACUUM PAN. 7 feet diama-

ter, 8 feet deep.
One CORLISS ENGINE. 18"x42". Five 500-gallon Brass CLARIFIER

One 60 H P Edison Bipolar 500 VOLT GENERATOR. One 50 H P Fort Waynee DIRECT

One 50 H P ELECTRIC LOCOMO-8,500 feet (3,013 lbs.) No. 0 COPPER

WIRE with hangers, insulators, etc. One 10x12 Fly Wheel AIR COMPRES-SOR. Four Sullivan ROCK DRILLS.

Two Doble ROCK DRILLS. Two American Pump Co 6x3x12 direct acting AIR COMPRESSORS. Two Speed Regulating PUMP GOV-

ERNORS. One 36 inch VENTILATING FAN. Two W. I. LIGHT WEIGHT PUL-EYS 65 in diameter, 1214 face.

One 11 H P Union GASOLINE EN-GINE with 6 inch CENTRIFUGAL One Hercules GASOLINE HOIST

with double Engine, 71/2 inch Cylinder, 9 inch Stroke. One Duplex Worthington CIRCULA-

TING PUMP. One T. C. Austin ROCK CRUSHER. One Aveling & Porter TRACTION

One 10 Tyne FOWLER CULTIVA-One Fowler STEAM SCOOP and

For further particulars and prices

Theo. H. Davies & Co. Limited

BY AUTHORITY

TERRITORY OF HAWAII.

Treasurer's office, Honolulu, Oahu. In re Dissolution of the Wolters Waldron Company, Limited.

Whereas, the Wolters Waldron Company, Limited, a corporation established and existing under and by virtue of the laws of the Territory of Hawaii, has pursuant to law in such cases made and provided, duly filed in this office. a petition for the dissolution of the said corporation, together with a certificate thereto annexed as required by

Now, therefore, notice is hereby given to any and all persons that have Patent 3736. been or are now interested in any man-

ner whatsoever in the said corporation, that objections to the granting of the said petition must be filed in this office on or before the 28th day of September and that any person or persons desiring to be heard thereon must be in attendance at the office of the undersigned, in the Capitol Building, Honolulu, at 12 o'clock of said day. to show cause, if any, why said petition should not be granted.

A. N. KEPOIKAI, Treasurer Territory of Hawaii. Honolulu, July 11th, 1903 2504-to Sept. 25th.

FORECLOSURES

MORTGAGEE'S NOTICE OF INTEN-TION OF FORECLOSURE AND OF SALE.

Notice is hereby given that pursuant to the power of sale contained in that certain mortgage dated December 20, 1900, made by Louis M. McKeague and Alla Akai McKeague, wife of said Island of Oahu, Territory of Hawaii, B 249, p 313. Dated May 13, 1903. Mortgagors, to J. W. Leonhart, of Pa-H Bannister & hsb to Mary N Lucas: auilo, Island of Hawaii, Territory pages 439 to 442, the mortgagee intends to foreclose said mortgage for condi-

Notice is likewise given that the property conveyed by said mortgage of James F. Morgan, the 8th day of August, 1903, at 12

The property covered by said mort-

All those certain lots or tracts of land situate at Kapahulu, in said Honolulu, and described as follows:

Apana 32 of Land Commission Award 8559B; being the same premises conveyed to said Louis M. McKeague by deeds of Wm. L. Peterson, dated respectively, Jno Walker & wf to A Nelson; D; of Wm. L. Peterson, dated respectively, por Lot 3 Blk 3 Puunui Tract, Hone- July 17, 1900, and August 1, 1900, and in Liber 209, page 346 and Liber 209, page 347 respectively; and

ber 18, 1900, and recorded in said Register Office in Liber -, page

Also: Lot 8 of Block F. of Lot 33 of Award 8559B; being the same premises deed of Paul Muhlendorf, dated April 16, 1898, and recorded in said Register Office in Liber 189, page 40;

Second: Lots 10 and 11 of said Block L Makawahine (k) to Mrs. E K Goo 6A of said Lot 31; being the same premrecorded in said Register Office in Liber 200, page 121. Together with all the rights, easements, privileges and ap-purtenances thereto belonging.

Terms: United States Gold Coin. Deeds at the expense of the pur-

chaser. For further particulars apply to William O. Smith, Judd Building, Hono-

Dated Honolulu, July 9, 1903. J. W. LEONHART,

Mortgagee. By his attorney-in-fact, W. O. Smith,

MORTGAGEE'S NOTICE OF INTEN-TION TO FORECLOSE AND OF FORECLOSURE SALE.

In accordance with the provisions of a certain mortgage made by Kahai (w) and Kualii (k), to L. Ahlo, dated May 1899, recorded in Liber 192, page 241, now held by A. N. Campbell, Trustee, as assignee, notice is hereby given that the mortgagee intends to foreclose the same for condition broken, to wit: nonpayment of interest and principal when

Notice is likewise given that after the expiration of three weeks from the date of this notice, the property covered by said mortgage will be advertised for sale at public auction, at the auction rooms of Jas. F. Morgan, in Honolulu, on Saturday, the 25th day of Jain 1908, at 12 noon of sald day.

Further particulars can be had of W. R. Castle, attorney for mor sagee. Dated Honolulu, June 30, 1903. A. N. CAMPBELL,

The premises covered by said mortgage consist of:

All those pieces or parcels of land situated in Kumalie, Paalaa, being two apanas described in R. P. 903, L. C. A. 2859 B, containing an area of 1 37-100 acres; also two pieces or parcels of land in Royal Patent 883, L. C. A. 2687, containing an area of 81-100 acres. 2500-July 3, 10, 17, 24.

MORTGAGEE'S NOTICE OF INTEN-TION TO FORECLOSE AND OF FORECLOSURE SALE.

In accordance with the provisions of a certain mortgage made by Luis Vasconcelles to George Clark, dated January 16, 1898, recorded in Liber 179, Page 42, now held by Western and Hawallan Investment Co., Ltd., as assignee, notice is hereby given that the mortgagee intends to foreclose the same for condition broken, to wit: non-payment of interest and principal when

Notice is likewise given that after the expiration of three weeks from the date of this notice, the property covered by said mortgage will be advertised for sale at public auction, at the auction rooms of Jas. F. Morgan, in Honolulu, on Saturday, the let day of August, 1903, at 12 noon of said day. Further particulars can be had of W.

R. Castle, attorney for mortgagee. Dated Honolulu, July 10, 1903 WESTERN AND HAWAHAN IN-

VESTMENT CO., LTD., Assignee.

The premises covered by said mortgage consist of:

A lot containing 8.75 acres situate in Kapalaalaea, in North Kona, being portion of R. P. (Grant) 3019. 2. A lot of 4 acres in Kahului I, in

North Kona, being a portion of Royal Patent (Grant) 983. 3. A jot of 3.75 acres in Kapalaalaea being the premises set forth in Royal

2502-July 10, 17, 24, 31.